



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 2.

Subject:

County Administrator's Comments

County Administrator's Comments:

County Administrator: _____ 

Board Action Requested:

Summary of Information:

Mr. Randy Dillard, Area Manager for External Affairs for Verizon will update the Board members on enhancements to Verizon's network in Chesterfield County.

Preparer: _____ Lisa Elko Title: _____ Clerk to the Board

Attachments:

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Yes

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No

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000001



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

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Meeting Date: April 13, 2005

Item Number: 6.

Subject:

Work Session on County Administrator's Amended 2006 Biennial Financial Plan, the Proposed FY2006 Community Development Block Grant and HOME Annual Plan, and the Proposed FY2006-FY2011 Capital Improvement Program

County Administrator's Comments:

County Administrator: _____ 

Board Action Requested:

Hold a final work session on the County Administrator's Amended 2006 Biennial Financial Plan, the Proposed FY2006 Community Development Block Grant and HOME Annual Plan, and the Proposed FY2006-FY2011 Capital Improvement Program as well as other ordinance changes.

Summary of Information:

This time has been scheduled for a final work session on the County Administrator's Amended FY2006 Biennial Financial Plan, the Proposed FY2006 Community Development Block Grant and HOME Annual Plan, and the Proposed FY2006-FY2011 Capital Improvement Program as well as other ordinance changes. Staff will review the attached proposed revisions to the plans at the work session. These revisions and any additional revisions requested will be incorporated prior to adoption.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:



Yes



No

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000002

**Board of Supervisor's Recommendation
Tax Proposals: Tax Rate and Tax Relief for the Elderly**

Revenue Reduction

\$.01 real estate reduction (effective January, 2006) (\$1,100,000)
Year One of a Three Year Plan to Enhance Tax Relief for the Elderly (\$500,000)

Total Revenue Reduction (\$1,600,000)

Direct staff to prepare future budgets at a \$.01 reduction per year, to obtain goal of \$.05 to \$.07 over time.
This directive is dependent on factors such as economy, real estate values, state funding, etc.

Proposed Budget Adjustment

Re-allocate property tax revenues (\$1,263,400)
New Jail-Revised Opening Date (\$40,300)
New Jail-Reduction from 13 to 10 Relief Positions (36 vs. 39 new positions) (\$151,500)
Financial System Position-Continue to cover position from project account (\$70,000)
Community Contracts Reduction-First Tee Chesterfield (30,000)
Debt Service Adjustment-based on planned sales (1) (44,800)

Total Budget Adjustments (\$1,600,000)

(1) Adjustments to debt service will not impact capital projects. Funds are available based on lower than projected interest rates and slight issuance amount changes.

DRAFT

**Board of Supervisors Recommended Changes
FY2006 Budget**

<u>Recommendations</u>	<u>Revenue</u>	<u>Expenditure</u>
Early Intervention-Infant Program in MH/MR/SA	\$100,000 (1)	\$100,000
Richard Bland College (will bring donation to \$11,400)	-	\$3,000
Parks and Recreation-Youth Inclusion Program	-	\$6,000
Debt Service Adjustment-based on planned sales (2)	-	<u>(\$9,000)</u>
	<u>\$100,000</u>	\$100,000

Total Recommendations

Other

Greater Richmond Partnership: \$390,000

Reserve funds pending spending decision

- (1) The Source of Funds for the Early Intervention Infant Program is one-time. May need to address the issue again in FY2007 depending on the outcome of State funding. The \$100,000 will be used to address current clients, not to expand services.
- (2) Adjustments to debt service will not impact capital projects. Funds are available based on lower than projected interest rates and slight issuance amount changes.

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DRAFT

DRAFT

**County Administrators Recommended Changes
FY2006 Budget**

<u>General Fund Recommendations</u>	<u>Revenue</u>	<u>Expenditure</u>
Net Compensation Board Adjustments	\$40,900	\$25,200
Van-Go (Access) Transportation Program	\$32,000	\$50,000
Community Contracts-Jesse Mayes Computer Center	-	\$5,000
Virginia Association of Counties (will bring dues to \$56,260)	-	\$6,700
Debt Service Adjustment-based on planned sales (1)	-	<u>(\$14,000)</u>
	<u>\$72,900</u>	\$72,900

Grants/Schools Recommendations

Adult Drug Court-Federal funds for April 1, 2005 to June 30, 2006

Federal Funds April 1, 2005 to June 30, 2005

Federal Funds July 1, 2005 to June 30, 2006

Create 4 Positions

\$112,400	\$112,400
<u>\$449,400</u>	<u>\$449,400</u>
\$561,800	\$561,800

Schools

Non-Federal Food Service Funds-Tech Ctr. Improvements

Grant Fund-VCU META Grant

\$40,000	\$40,000
\$150,500	\$150,500

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(1) Adjustments to debt service will not impact capital projects. Funds are available based on lower than projected interest rates and slight issuance amount changes.

DRAFT

Recommended Changes to the Capital Improvement Program

Current Year 2005 Capital Program

<u>Item</u>	<u>Actions</u>
Chesterfield Aviation Museum-Start up funds	Transfer \$149,300 from Capital Projects Reserve (Funds to be repaid to the County within 18 months)
Chester Arts Facility Foundation Grant	Appropriate \$50,000 in Foundation Funds Re-allocate \$50,000 in Library CIP funds for match

Note: Balance in the Board's Capital Project Reserve is currently \$1,170,737-use of \$149,300 will leave \$1,021,437.

DRAFT

**Recommended Changes to the Capital Improvement Program
2006-2011 Capital Improvement Program**

County

Item

Restrooms/portable concessions at various facilities will be addressed through the addition of funds over several years in the Capital Program. The sites include Providence MS, Salem Church, Crenshaw, Robious, Reams, Harrowgate Park, Swift Creek MS, Carver MS

Actions

Additional \$100,000 added in FY2006 from Capital Reserve
Additional \$50,000 added in FY2007 from Capital Reserve
Additional \$100,000 added in FY2008 from Capital Reserve
Additional \$275,000 added in FY2010 from Capital Reserve

VDOT Revenue Sharing-State participation
Could be increased to \$1.0 million in FY2006

Use \$500,000 of funds identified for the Extension of the Powhite Parkway/Greensprings project

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DRAFT

Recommended Changes to the Capital Improvement Program
2006-2011 Capital Improvement Program

<u>Schools</u>	<u>Item</u>	<u>Actions</u>
High Schools-Security Enhancements (primarily cameras)		Appropriate \$821,500 in State construction funds
	Midlothian	
	Bird	
	Thomas Dale	
	Matoaca	
	Community High	

Manchester, Meadowbrook, James River, Monacan, Cosby Road and New Clover Hill enhancements are planned or in progress.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
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Meeting Date: April 13, 2005

Item Number: 8.A.1.

Subject:

Adoption of Ordinance Amendments Relating to Department of Utilities Fee Changes

County Administrator's Comments: *Recommend Approval*

County Administrator: *LBR*

Board Action Requested:

Adopt Attached Amendments to Section 18-22 and 18-27 of the County Code Relating to Department of Utilities Fee Changes.

Summary of Information:

The Board of Supervisors held a public hearing on March 23, 2005 concerning the proposed changes to Utilities fees.

A cost of service study was conducted to determine if current rates were covering the operating expenses involved in delivering water and wastewater services. The outcome of the study indicates that a rate increase in the capacity and customer charges for water and wastewater is warranted in order to cover services being rendered. The proposed rate increases are indicated on the attachment. These changes will increase a typical bi-monthly water bill by \$2.58 and a typical wastewater bi-monthly bill by \$3.00. A typical combined water and wastewater bi-monthly bill will increase by \$3.54. Base charges were last adjusted in 1992 and commodity charges in July 2003. Even after the proposed rate increases (assuming a typical bill for combined services), Chesterfield's rates are still among the lowest compared to neighboring localities.

Preparer: Rebecca T. Dickson Title: Director of Budget and Management

Attachments:



Yes



No

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BOARD OF SUPERVISORS
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Meeting Date: April 13, 2005

SUMMARY OF INFORMATION (continued)

There are several other increases being recommended. Increases in these areas last occurred in 1992 or prior. Installation charges for water service lines are proposed to increase depending on the size of the line. The increases are: from \$465 to \$777 for a 5/8" line, from \$610 to \$981 for a 1" line, from \$900 to \$1,641 for a 1 1/2" line, and from \$1,000 to \$1,836 for a 2" line. Staff is also proposing to increase the bacteriological test fees for new construction from \$16 to \$21.50 and the portable water meter deposit, which is refunded upon return, is recommended to be increased from \$550 to \$750. The meter deposit was last changed in 1988.

The increased revenue will offset operating cost increases in the cost of purchased water (City of Richmond and Appomattox River Water Authority), chemicals, and payments for wastewater treatment (City of Richmond). In addition, increases in capital projects to comply with Chesapeake Bay requirements and to maintain the integrity of the facilities contributed to the increase in the rates.

The ordinance is attached.

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AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING
AND RE-ENACTING SECTIONS 18-22 AND 18-27 RELATING TO WATER
AND SEWER CONNECTION FEES AND UTILITY CHARGES

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) *That Sections 18-22 and 18-27 of the Code of the County of Chesterfield, 1997, as amended, is amended and re-enacted to read as follows:*

Sec. 18-22. Connection fees.

o o o

(c) The meter and water service line installation charge shall be:

(1) For installing water service lines:

5/8"	\$ 465.00	<u>\$ 777.00</u>
1"	610.00	<u>981.00</u>
1 1/2"	900.00	<u>1,641.00</u>
2"	1,000.00	<u>1,836.00</u>

o o o

Sec. 18-27. Utility charges.

Effective ~~January 1, 1999~~ July 1, 2005, the consumer shall pay charges for utility service in accordance with the following schedules:

(a) *Monthly service charges.* The monthly service charge shall be:

- (1) *Customer cost charge.* A customer cost charge of ~~\$0.99~~ \$1.50 for each service account. However, customers who have only a water account or a wastewater account shall pay a customer cost charge of ~~\$1.98~~ \$3.00.

o o o

(3) *Capacity cost charge.*

		Monthly Capacity Charge			
	Customer Class	Meter Size (inches)	Number of ERU's per Unit	Water	Wastewater
(i)	Dwelling, single-family, including townhouses and mobile homes that are not located in a mobile home park	5/8	1.00	\$ 1.88 <u>\$2.15</u>	\$ 6.52 <u>\$7.00</u>
(ii)	Dwelling, two-family (per unit)	5/8	1.00	1.88 <u>2.15</u>	6.52 <u>7.00</u>
(iii)	Mobile homes that are located in a mobile home park and multiple-family dwellings other than multiple-family dwellings used exclusively as housing for colleges or universities (per unit)		0.85	1.60 <u>1.85</u>	5.54 <u>5.95</u>
(iv)	All other customer classes	5/8 and 3/4	1.00	1.88 <u>2.15</u>	6.52 <u>7.00</u>
		1	2.50	4.70 <u>5.40</u>	16.30 <u>17.50</u>
		1 1/2	5.00	9.40 <u>10.75</u>	32.60 <u>35.00</u>
		2	8.00	15.04 <u>17.20</u>	52.16 <u>56.00</u>
		3	16.00	30.08 <u>34.40</u>	104.32 <u>112.00</u>
		4	25.00	47.00 <u>53.75</u>	163.00 <u>175.00</u>
		6	50.00	94.00 <u>107.50</u>	326.00 <u>350.00</u>
		8	80.00	150.40 <u>172.00</u>	521.60 <u>560.00</u>
		10	115.00	216.20 <u>247.25</u>	749.80 <u>805.00</u>
		12	155.00	291.40 <u>333.25</u>	1,010.60 <u>1,085.00</u>
(v)	The capacity cost charge for a dwelling that is served by a meter that is larger than five-eighths inch shall be the capacity cost charge in subsection (a)(3)(iv).				

(b) *Ancillary charges.*

	Type	Charge
(1)	Portable water meter deposit	\$550.00 <u>\$750.00</u>
(2)	Bacteriological test for new construction	16.00 <u>21.50</u> per test
(3)	Meter testing charges:	
	(i) 5/8-inch	30.00
	(ii) 1-inch	30.00
	(iii) 1 1/2-inch	40.00
	(iv) 2-inch	40.00
	(v) Meters that are larger than two inches will be charged the actual cost of the test.	
(4)	Temporary voluntary meter disconnection fee	Customer cost charge plus capacity costs charge for each billing period of disconnection, plus service reconnection fee.
(5)	Strong waste surcharge	(See section 18-107.)
(6)	Septage dumping charge	\$25.00 per 1,000 gallons

(2) *That this ordinance shall become effective July 1, 2005.*



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
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Meeting Date: April 13, 2005

Item Number: 8.A.2.

Subject:

Adoption of Ordinance Amendments Relating to Fees for Collecting Delinquent Taxes

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested:

Adopt Attached Amendments to Section 9-5 of the County Code Relating to Fees for Collecting Delinquent Taxes.

Summary of Information:

The Board of Supervisors held a public hearing on March 23, 2005 concerning the proposed ordinance amendment relating to fees for collecting delinquent taxes.

The FY2005 Adopted Budget included an increase in the delinquent collection fee from \$20 to \$30 if the treasurer collects subsequent to 30 or more days after notice of delinquent taxes or other charges, but prior to judgment and in the administrative fee from \$25 to \$30 if the treasurer collects the taxes or other charges after judgment. The treasurer's cost to pursue these cases exceeds the fee. Staff is requesting an additional modification to the ordinance effective immediately upon adoption that would remove the stipulation that the delinquent fee shall not exceed 20% of the delinquent tax bill. This ordinance change clarifies the collection of fees imposed on delinquent taxes and other charges and aligns the county code with the state code.

The ordinance is attached.

Preparer: Rebecca T. Dickson

Title: Director of Budget and Management

Attachments:



Yes



No

000014

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING
AND RE-ENACTING SECTION 9-5 RELATING TO
FEES FOR COLLECTING DELINQUENT TAXES OR OTHER CHARGES

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) *That Section 9-5 of the Code of the County of Chesterfield, 1997, as amended, is amended and re-enacted to read as follows:*

Sec. 9-5. Fee imposed for collecting delinquent taxes or other charges.

Any person who fails to pay taxes or other charges to the county when due shall be charged a delinquent collection fee. The delinquent collection fee shall consist of administrative costs, attorney's fees, and collection agency fees.

Administrative costs shall be:

- (1) Thirty dollars (\$30.00) if the treasurer collects subsequent to 30 or more days after notice of delinquent taxes or other delinquent charges, but prior to judgment; and
- (2) Thirty dollars (\$30.00) if the treasurer collects the taxes or other charges after judgment.

Attorney's fees and collection agency fees shall not exceed 20 percent of the taxes or other charges collected.

~~The entire delinquent collection fee imposed by this section shall not exceed 20 percent of the delinquent tax bill or other delinquent charges and shall be in addition to all applicable penalties and interests.~~

(2) *That this ordinance shall become effective immediately upon adoption.*



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
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Meeting Date: April 13, 2005

Item Number: 8.A.3.

Subject:

Adoption of an Ordinance Relating to Motor Vehicles Owned by Members of Volunteer Rescue Squads, Members of Volunteer Fire Departments, and Auxiliary Police Officers

County Administrator's Comments:

County Administrator: _____

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Board Action Requested:

Adopt Attached Amendments to Sections 9-57 and 13-51 of the County Code Relating to Motor Vehicles Owned by Members of Volunteer Rescue Squads, Members of Volunteer Fire Departments, and Auxiliary Police Officers.

Summary of Information:

The Board of Supervisors held a public hearing on March 23, 2005 concerning the proposed ordinance amendments relating to motor vehicles owned by members of Volunteer Rescue Squads, Volunteer Fire Departments, and Auxiliary Police officers.

Current county policy allows one vehicle per household to be classified separately and eligible for the lower tax rate of \$0.96. This amendment expands the ordinance so that if a volunteer rescue squad or fire department member and an auxiliary member are members of the same household, that household shall be allowed two vehicle special classifications rather than one. This change is estimated to cost about \$4,000 annually and would become effective January 2006.

The other amendment expands the ordinance so that vehicles not only owned or leased by an active member but also an active auxiliary member of a volunteer rescue squad, fire department, or auxiliary police unit can be exempt from the decal license fee.

The ordinance is attached.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:



Yes



No

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000016

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING
AND RE-ENACTING SECTIONS 9-57 AND 13-51 RELATING TO
MOTOR VEHICLES OWNED BY MEMBERS OF VOLUNTEER
RESCUE SQUADS, MEMBERS OF VOLUNTEER FIRE
DEPARTMENTS AND AUXILIARY POLICE OFFICERS

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) *That Sections 9-57 and 13-51 of the Code of the County of Chesterfield, 1997, as amended, are amended and re-enacted to read as follows:*

Sec. 9-57. Motor vehicles owned by members of volunteer rescue squads, members of volunteer fire departments and auxiliary police officers.

(a) Motor vehicles (i) owned by members or auxiliary members of a volunteer rescue squad or volunteer fire department or persons appointed to serve as auxiliary police officers pursuant to Code of Virginia, § 15.2-1731 or (ii) leased by members or auxiliary members of a volunteer rescue squad or volunteer fire department if the member is obligated by the terms of the lease to pay tangible personal property tax or the motor vehicle hereby constitute a separate classification for tangible personal property taxation, subject to the standards, conditions and requirements provided in this section.

(b) For any tax year, only one motor vehicle per owner may be separately classified pursuant to subsection (a); however, if a volunteer rescue squad or fire department member and an auxiliary member are members of the same household, that household shall be allowed no more than two special classifications.

(c) To qualify for separate classification under this section, the motor vehicle must:

- (1) Be owned or leased by a member or auxiliary member of a volunteer rescue squad or volunteer fire department or owned by a person appointed to serve as an auxiliary police officer pursuant to Code of Virginia, § 15.2-1731;
- (2) Be used regularly by the member to respond to rescue squad, fire department or police department emergency calls or used by a member who regularly performs other duties for the rescue squad, fire department or police department; and
- (3) Be used for such calls or to perform such other duties more often than any other motor vehicle owned by the member.

(d) Any member or auxiliary member of a volunteer rescue squad or volunteer fire department or person appointed to serve as an auxiliary police officer pursuant to Code of Virginia, § 15.2-1731, who seeks to have a motor vehicle separately classified for a tax year under this section must, prior to January 31 of the tax year, furnish the commissioner of the revenue with a certification, signed under oath by the fire chief or head of the member's volunteer organization or department stating that:

- (1) The member is a member of the organization or department;
- (2) The member regularly responded to emergency calls received by the organization or department or regularly performed other duties for the organization or department during the previous calendar year;
- (3) The motor vehicle for which a separate classification is sought was regularly used to respond to such calls or to perform such other duties; and
- (4) Such motor vehicle was used for such calls more often than any other vehicle owned by the member.

(e) Any member or auxiliary member of a volunteer rescue squad or volunteer fire department or person appointed to serve as an auxiliary police officer may replace a motor vehicle certified pursuant to this section as of January 31 of the current tax year at the time that the certified vehicle is sold or transferred.

(f) Notwithstanding the January 31 deadline provided by subsections (d) and (e), the commissioner of revenue shall be authorized, in his discretion, and for good cause shown and without fault on the part of the member, to accept a certification after January 31.

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Sec. 13-51. Required; exceptions.

(a) A license tax is hereby imposed upon every motor vehicle, trailer or semitrailer normally garaged, stored or parked in the county.

(b) The provisions of this article shall not apply to the following:

- (1) Any vehicle exempted by the provisions of Code of Virginia, §§ 46.2-663--46.2-683, as amended, and Code of Virginia, § 46.2-755, as amended;
 - (2) Any vehicle licensed pursuant to Code of Virginia, § 46.2-750, as amended; or,
 - (3) Any vehicle otherwise exempted by state law.
- (c) A county license will be issued free of charge to:
- (1) Vehicles owned by a volunteer rescue squad;
 - (2) Vehicles owned by a volunteer fire department;
 - (3) Vehicles owned or leased by a volunteer police chaplain. However, only one vehicle owned by the chaplain may qualify for the exemption provided by this subsection;

- (4) Any vehicle displaying special permanent plates as approved and issued by the department of motor vehicles pursuant to Code of Virginia, § 46.2-739, as amended, to veterans with service-connected disabilities; and
- (5) Vehicles owned or leased by an active member or active auxiliary member of a volunteer rescue squad, a volunteer fire department, or an auxiliary police unit; provided that the member submits to the treasurer a certification, signed under oath by the chief or head of the member's volunteer organization, certifying the member's active membership for the six-month period prior to obtaining a license. However, only one vehicle owned by the member may qualify for the exemption provided by this subsection.

(2) *That this ordinance shall become effective January 1, 2006.*



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
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Meeting Date: April 13, 2005

Item Number: 8.A.4.

Subject:

Adoption of an Ordinance Establishing the Annual Tax Levy on Various Classes of Real Estate and Personal Property

County Administrator's Comments:

County Administrator: _____

A handwritten signature, likely of the County Administrator, is written over the line.

Board Action Requested:

Adopt a Tax Rate Ordinance Establishing Tax Rates for Calendar Year 2005.

Summary of Information:

The Board held a public hearing on March 23, 2005 concerning the attached ordinance regarding annual tax levies. Tax levies on existing classes of property for calendar year 2005 were advertised as follows: \$1.07 for real estate; \$3.60 for personal property; \$1.00 for machinery and tools; \$0.50 for airplanes; \$0.96 for personal property for volunteer firefighters, rescue squads, and auxiliary members; \$0.01 for wild and exotic animals; \$3.24 for vehicles using clean and special fuels; \$0.01 for specially equipped motor vehicles for the physically handicapped, and \$0.96 for vehicle trailers and semi-trailers with a gross weight of 10,000 pounds or more.

The FY2006 amended budget was prepared at a \$1.07 real estate tax rate.

The ordinance is attached.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:



Yes



No

#000020

**AN ORDINANCE TO ESTABLISH THE ANNUAL TAX LEVY
ON VARIOUS CLASSES OF PROPERTY FOR THE
COUNTY OF CHESTERFIELD**

BE IT ORDAINED by the Board of Supervisors of the County of Chesterfield that for the year beginning on the first day of January, ~~2004~~ 2005, and ending on the thirty-first day of December, ~~2004~~ 2005, the taxes on property in all the Magisterial Districts of the County of Chesterfield shall be as follows:

Sec. 1. Real Property and Mobile Homes.

On tracts of land, lots or improvements thereon and on mobile homes the tax shall be \$1.07 on every \$100 of assessed value thereof.

Sec. 2. Personal Property.

(a) On automobiles, trailers, boats, boat trailers, other motor vehicles and on all tangible personal property used or held in connection with any mining, manufacturing or other business, trade, occupation or profession, including furnishings, furniture and appliances in rental units, the tax shall be \$3.60 on every \$100 of the assessed value thereof.

(b) On aircraft as defined by Section 58.1-3503 and -3506 of the Code of Virginia, 1950, as amended, the tax shall be \$.50 on every \$100 of the assessed value thereof.

(c) On motor vehicles owned or leased by members of volunteer rescue squads, volunteer fire departments, volunteer police chaplains and by auxiliary police officers as provided in Section 9-57, Code of the County of Chesterfield, 1997, as amended, the tax shall be \$.96 on every \$100 of the assessed value thereof.

(d) On wild or exotic animals as defined by Section 58.1-3506 of the Code of Virginia, 1950, as amended, the tax shall be \$0.01 on every \$100 of the assessed value thereof.

(e) On motor vehicles which use clean special fuels as defined in Section 58.1-2101 of the Code of Virginia, 1950, as amended, the tax shall be \$3.24 on every \$100 of the assessed value thereof.

(f) On motor vehicles, trailers, and semitrailers with a gross vehicle weight of 10,000 pounds or more used to transport property for hire by a motor carrier engaged in interstate commerce, the tax shall be \$.96 on every \$100 of the assessed value thereof.

(g) On motor vehicles which are specially equipped to provide transportation for physically handicapped individuals, the tax shall be \$.01 on every \$100 of the assessed value thereof.

Sec. 3. Public Service Corporation Property.

(a) On that portion of real estate and tangible personal property of public service corporations which has been equalized as provided in Section 58.1-2604 of the Code of Virginia, 1950, as amended, the tax shall be \$1.07 on every \$100 of the assessed value thereof determined by the State Corporation Commission.

(b) The foregoing subsections to the contrary notwithstanding, on automobiles and trucks belonging to such public service corporations the tax shall be \$3.60 on every \$100 of assessed value thereof.

Sec. 4. Machinery and Tools.

On machinery and tools used in a manufacturing or mining business the tax shall be \$1.00 on every \$100 assessed value thereof.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
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Meeting Date: April 13, 2005

Item Number: 8.A.5.

Subject:

Adoption of the FY2006-2011 Capital Improvement Program and Revisions to 2005 Capital Improvement Program

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested:

Adopt the FY2006-2011 Capital Improvement Program with revisions and approve revisions to 2005 Capital Improvement Program.

Summary of Information:

The County Charter requires that the Capital Improvement Program be adopted by May 1. Staff recommends that the Capital Improvement Program be adopted at this meeting.

Following the work session, staff will incorporate any requested revisions into the adopted document.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:

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Yes

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No

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**CHESTERFIELD COUNTY
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Meeting Date: April 13, 2005

Item Number: 8.A.6.

Subject:

Adoption of the FY2006 Community Development Block Grant and HOME Investment Partnership Annual Plan

County Administrator's Comments:

County Administrator: _____

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Board Action Requested:

Adopt the FY2006 Community Development Block Grant and HOME Investment Partnership Annual Plan.

Summary of Information:

The FY2006 Community Development Block Grant and HOME Annual Plan totals \$2,026,000 which is comprised of \$1,420,400 in new Block Grant allotments and \$501,800 in new HOME allotments, as well as \$22,600 in Reprogrammed HOME funds and \$81,200 in Reprogrammed CDBG funds.

The County's Community Development Block Grant and HOME Investment Partnership Annual Plan for FY2006 is required to be submitted to the U.S. Department of Housing and Urban Development by May 17, 2005. The submission must follow a required public hearing by the Board of Supervisors, which was held on March 23, 2005. A Review Committee has made its recommendation to the County Administrator regarding the FY2006 CDBG and HOME funding.

Following the work session, staff will incorporate requested revisions into the adopted plan. Revisions cannot be made in the Public Services or Administration categories because the funding recommendations are already at the allowable caps.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:

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Yes

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No

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
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Meeting Date: April 13, 2005

Item Number: 8.A.7.

Subject:

Adoption of the Amended FY2006 Biennial Financial Plan

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested:

Adopt the Amended FY2006 Biennial Financial Plan with revisions as approved and Set a Public Hearing for June 22, 2005 to Consider Changes to the Tax Relief For the Elderly Program Ordinance.

Summary of Information:

The County Charter requires that the Budget be adopted by May 1. Staff recommends that the Budget be adopted at this meeting.

Following the work session, staff will incorporate requested revisions into the adopted document.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:

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Yes

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No

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 8.A.8.

Subject:

Adoption of a Resolution Appropriating Funds for Fiscal Year 2006

County Administrator's Comments:

County Administrator: _____

A handwritten signature in black ink, appearing to be "L. Dickson", written over a horizontal line.

Board Action Requested:

Adopt the attached Appropriations Resolution for Fiscal Year 2006.

Summary of Information:

The County Charter requires passage of an appropriations resolution to authorize the expenditure of funds.

Last April 2004, the Board approved a spending plan for FY2006, the second year of the biennial budget. Funds were approved but not appropriated as part of this spending plan. The attached resolution details and authorizes the expenditure of funds for FY2006. Any changes approved by the Board at the final budget work session will be incorporated into the resolution.

Staff is recommending two noteworthy changes in the appropriations resolution for FY2006.

- 1) To increase the County Administrator's authority to appropriate and transfer funds as specifically described in the resolution from \$20,000 to \$50,000. A similar increase is recommended for the School Superintendent.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:



Yes



No

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: April 13, 2005

Summary of Information (continued):

- 2) Past resolutions have allowed for the withholding of \$4.5 million in local funding for schools. This amount was allocated to the schools at intervals during the year. This resolution increases the withholding amount to \$6.0 million and authorizes the County Administrator to transfer \$2.0 million to Schools at three specified times during the fiscal year contingent upon funds availability. These times are December 15th, February 15th and May 5th. This practice allows for flexibility to adjust the School appropriation should the need arise due to a downturn in revenues or some other unplanned event.

School staff is supportive of the recommended changes to the appropriations resolution.

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FY2006 SECOND YEAR APPROPRIATIONS RESOLUTION

A RESOLUTION TO APPROPRIATE DESIGNATED FUNDS AND ACCOUNTS FROM DESIGNATED ESTIMATED REVENUES FOR FY2006 FOR FISCAL PLANNING PURPOSES FOR THE OPERATING BUDGET AND THE CAPITAL IMPROVEMENTS PROGRAM FOR THE COUNTY OF CHESTERFIELD, VIRGINIA

BE IT HEREBY RESOLVED by the Board of Supervisors of the County of Chesterfield:

That for the fiscal year beginning on the first day of July 2005 and ending on the thirtieth day of June 2006, the following sections shall be adopted:

- Sec. 1 The following designated funds and accounts shall be appropriated from the designated estimated revenues to operate and to provide a capital improvement program for the county. It is the intent of the Board of Supervisors that general property taxes levied on January 1, 2005 and due December 5, 2005 be appropriated for FY2006.
- Sec. 2 Appropriations in addition to those contained in the general appropriation resolution may be made by the Board only if there is available in the fund an unencumbered and unappropriated sum sufficient to meet such appropriations.

General Fund

FY06 Amended

Estimated Revenue: From Local Sources:

General Property Taxes	\$296,062,100
Other Local Taxes	85,839,500
Licenses, Permits, Fees	9,682,600
Fines, Forfeitures and Uses of Money & Property	3,374,100
Service Charges	27,163,500
Miscellaneous and Recovered Costs	8,714,300

From Other Agencies:

State and Federal	\$125,642,300
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Other Financing Sources:

Reserves	\$6,624,400
Transfer from General Fund	120,500
Transfer from County Capital Projects	230,700
Transfer from Vehicle & Communications Maintenance Fund	5,800
Transfer from Water Improvement, Replacement & Extension Fund	1,300
Transfer from Water Operating Fund	1,214,500
Transfer from Wastewater Operating Fund	1,300
Anticipated Fund Balance 7/1/05	40,898,800
Total Revenues	\$605,575,700

Appropriations:

General Government	\$37,043,200
Administration of Justice	6,534,900
Public Safety	117,146,200
Public Works	15,812,100
Health and Welfare	49,798,500
Parks, Rec., Cultural	18,222,500
Community Development	11,763,100
Debt Service	20,138,600
Operating Transfers	283,309,300
Reserves	3,908,500
Ending Fund Balance, 6/30/2005*	41,898,800
Total General Fund:	\$605,575,700

*This includes encumbrances carried forward in all funds not to exceed \$15 million. (See "Section 5")

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FY2006 SECOND YEAR APPROPRIATIONS RESOLUTION

Comprehensive Services Fund

<i>Estimated Revenue:</i>	Reimbursement, Colonial Heights	\$200,600
	State Aid, Comprehensive Services	5,345,900
	State, Miscellaneous	120,000
	Transfer from Social Services	445,200
	Transfer from Schools	1,187,200
	Transfer from General Fund	<u>1,759,600</u>
	Total Revenue	\$9,058,500
<i>Appropriations:</i>	Operating Expenses	<u>\$9,058,500</u>
	Total Appropriations	\$9,058,500

School Operating Fund

<i>Estimated Revenue:</i>	Local Sources	\$15,976,000
	State	190,050,200
	Federal	23,243,200
	Transfer from School CIP	0
	Use of Reserve	865,900
	Transfer from School Operating	592,000
	Transfer from School Food Service	705,000
	Transfer from General Fund:	
	State Sales Tax	46,170,600
	Local Taxes	207,277,700
	Prior Year Revenue	0
	Grounds Maintenance	<u>1,627,000</u>
	Total General Fund	\$255,075,300
	Beginning Balance	<u>1,000,000</u>
	Total Revenues, Transfers & Reserves	\$487,507,600
<i>Appropriations:</i>	Instruction	341,187,881
	Administration / Attendance & Health	18,346,381
	Pupil Transportation	20,688,858
	Operations & Maintenance	48,122,880
	Debt Service	41,233,700
	Food Service	16,301,000
	Grounds Maintenance	1,627,000
	Total Appropriations	\$487,507,700

School Capital Projects Fund

<i>Estimated Revenue:</i>	Bond Proceeds	\$50,390,000
	Interest Earnings	0
	Proffered Funds	3,125,800
	State Construction Allocation	0
	Reimbursement for Services	569,000
	Transfer from Food Services	375,000
	Total Revenue School Capital Projects Fund	\$54,459,800
<i>Appropriations:</i>	Transfer to School Operating Fund:	
	School Projects	\$53,890,800
	CIP Management	<u>569,000</u>
	Total Appropriations School Capital Projects Fund	\$54,459,800

FY2006 SECOND YEAR APPROPRIATIONS RESOLUTION

Schools - Appomattox Regional Governor's School Fund

<i>Estimated Revenue:</i>	Local Sources	\$2,215,600
	State	792,200
	Federal	500,000
	Transfer from Operating	<u>5,200</u>
	Total Revenues	\$3,513,000
	Beginning Fund Balance	<u>\$50,000</u>
	Total Revenues, Transfers and Reserves	\$3,563,000
<i>Appropriations</i>	Education	\$3,557,800
	Transfer to Grants	\$5,200
	Total Appropriations	\$3,563,000

County Grants Fund:

<i>Estimated Revenue:</i>	From Other Governments	\$7,030,000
	From the General Fund	1,888,600
	Total Revenue	\$8,918,600
<i>Appropriations:</i>	Commonwealth Attorney - Drug Court	\$347,000
	Community Corrections Services:	
	Domestic Violence Resource Center	81,300
	Options	64,000
	Pretrial	407,500
	Post Trial	1,551,600
	Targeted Capacity Expansion Grant	0
	Community Development Block Grant	2,026,000
	Community Services Board Part C Grant	484,200
	Domestic Violence Prosecutor	86,200
	Domestic Violence Victim Advocate (V-STOP)	38,400
	Edward Byrne Memorial Justice Assistance Grant	105,700
	Families First	346,300
	Federal Day Care Grant	30,000
	Juvenile Drug Court Grant	207,500
	Litter Grant	26,000
	Police - Domestic Violence Coordinator	49,500
	Police - School Resource Officers	87,000
	Police - COPS/Universal Hiring Practices Grant	966,000
	Project Exile Grant (Commonwealth's Attorney)	127,500
	Terrorism Coordinator Grant	59,100
	USDA Juvenile Detention Grant	40,000
	Victim/Witness Assistance	420,500
	VJCCCA	<u>1,367,300</u>
	Total Appropriations	\$8,918,600

County CIP Fund

<i>Estimated Revenue:</i>	Lease/Purchase Proceeds	\$0
	Interest Earnings	0

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FY2006 SECOND YEAR APPROPRIATIONS RESOLUTION

General Obligation Bonds	4,958,500
Transfer from General Fund	9,546,300
Transfer from Utilities	0
Transfer from Cash Proffers	1,124,000
State Grants/Reimbursements	<u>425,000</u>
Total Revenue	\$16,053,800

<i>Appropriations:</i>	County Capital Projects	\$16,053,800
	Transfer to the General Fund	<u>0</u>
	Total County CIP Funds	\$16,053,800

County Maintenance Projects Fund

<i>Estimated Revenue:</i>	Transfer from General fund	\$1,200,000
	General Obligation Bonds	<u>\$11,300,000</u>
	Total Revenue	\$12,500,000

<i>Appropriations:</i>	County Maintenance Projects	<u>\$12,500,000</u>
	Total County Maintenance Projects	\$12,500,000

Cash Proffer Fund

<i>Estimated Revenue:</i>	Cash Proffers	<u>\$1,299,000</u>
	Total Revenues	\$1,299,000

<i>Appropriations:</i>	Reimbursement	\$175,000
	Transfer to County Capital Projects Fund	<u>1,124,000</u>
	Total Appropriations	\$1,299,000

Vehicle and Communications Maintenance

<i>Estimated Revenue:</i>	Fleet Management Charges	\$11,097,800
	Radio Shop Charges	<u>1,797,800</u>
	Total Revenue	\$12,895,600

<i>Appropriations:</i>	Fleet Management Charges	\$11,097,800
	Radio Shop Charges	<u>1,797,800</u>
	Total Appropriations	\$12,895,600

Capital Projects Management Fund

<i>Estimated Revenue:</i>	Reimbursement for Services	<u>\$573,300</u>
	Total Revenue	\$573,300

<i>Appropriations:</i>	Construction Management Operations	<u>\$573,300</u>
	Total Appropriations	\$573,300

Risk Management Fund

<i>Estimated Revenue:</i>	Operating Revenues	\$5,558,600
	Interest Earnings	0
	Beginning Retained Earnings	<u>200,000</u>
	Total Revenue	\$5,758,600

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FY2006 SECOND YEAR APPROPRIATIONS RESOLUTION

<i>Appropriations:</i>	Risk Management Operations	\$5,558,600
	Ending Retained Earnings	<u>200,000</u>
	Total Appropriations	\$5,758,600

Airport Fund

<i>Estimated Revenue:</i>	Operating Revenue	\$650,400
	Total Revenue	\$650,400

<i>Appropriations:</i>	Airport Operations	\$650,400
	Total Appropriations	\$650,400

Airport Capital Fund

<i>Estimated Revenue:</i>	Federal Grant	\$1,516,500
	State Grant	<u>\$134,800</u>
	Total Revenue	\$1,651,300

<i>Appropriations:</i>	Airport Improvements	\$1,651,300
	Total Appropriations	\$1,651,300

Utilities Fund

<i>Estimated Revenue:</i>	Service Charges	\$47,180,000
	Capital Cost Recovery Charges	12,563,000
	Hydrant/Fire Protection	1,214,500
	Transfer from General Fund	0
	Used from Water/Wastewater Improvement Replacement Fund	0
	Other Revenue	7,233,900
	Anticipated Future Revenue	<u>12,556,700</u>
	Total Revenue	\$80,748,100

<i>Appropriations:</i>	Operations	\$40,813,200
	Debt Service	7,900,300
	Transfer to County Capital Projects	0
	Transfer to Capital Projects	30,437,000
	Payment in Lieu of Taxes	1,214,500
	Transfer to Water Improvement Replacement Fund	<u>383,100</u>
	Total Appropriations	\$80,748,100

Utilities Capital Project Funds

<i>Estimated Revenue:</i>	Transfer from Water/Wastewater Operating Fund	\$30,437,000
	Anticipated Future Revenues	<u>0</u>
	Total Revenue	\$30,437,000

<i>Appropriations:</i>	Capital Projects	\$30,437,000
	Total Appropriations	\$30,437,000

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FY2006 SECOND YEAR APPROPRIATIONS RESOLUTION

- Sec. 3 The County Administrator may, as provided herein, except as set forth in Sections 7, 12, 13, 15, 16, 17 and 19, authorize the transfer of any unencumbered balance or portion thereof from one classification of expenditure to another within the same department or appropriation category. The County Administrator may transfer up to \$50,000 from the unencumbered appropriated balance of one appropriation category to another appropriation category. No more than one transfer may be made for the same item causing the need for a transfer, unless the total amount to be transferred for the item does not exceed \$50,000.
- Sec. 4 The County Administrator may increase appropriations for non-budgeted revenue that may occur during the fiscal year as follows:
- a) Insurance recoveries received for damage to any county property, including vehicles, for which County funds have been expended to make repairs.
 - b) Refunds or reimbursements made to the county for which the county has expended funds directly related to that refund or reimbursement.
 - c) Revenue not to exceed \$50,000.
- Sec. 5 All outstanding encumbrances, both operating and capital, in all county funds up to \$15 million, at June 30, 2005 shall be an amendment to the adopted budget and shall be reappropriated to the 2005-2006 fiscal year to the same department and account for which they were encumbered in the previous year. At the close of the fiscal year, all unencumbered appropriations lapse for budget items other than: capital projects; general fund transfers for capital projects and grants; District Improvement Funds; construction reserve for capital projects; reserves; refunds for off-site and oversized water and wastewater facilities; federal and state grants, other revenue and program income; Title IV-E funds; cash proffers; Economic Development incentive funds; actual transient occupancy tax revenues received and budgeted expenditures in connection with the Richmond Convention Center; donations restricted to specific purposes; and reserves for county and school future capital projects.
- Sec. 6 Appropriations designated for capital projects will not lapse at the end of the fiscal year. The County Administrator may approve transfers between funds to enable the capital projects to be accounted for correctly. Upon completion of a capital project, staff is authorized to close out the project and transfer any remaining balances to the original funding source. The County Administrator may approve construction contract change orders up to an increase of \$49,999 and approve all change orders for reductions to contracts. The Board of Supervisors must approve all change orders of \$50,000 or more or when the aggregate of all changes to a contract exceeds 10% of the original contract amount (or 20% if the contract is for less than \$500,000).
- Sec. 7 The County Administrator may authorize the transfer of Utilities capital projects funds that are either 20% or up to \$100,000 of the original project cost, whichever is less, from any Utilities capital project to any other Utilities capital project. Should the actual contract price for a project be less than the appropriation, the County Administrator may approve the transfer of excess funds upon completion of the project.
- Sec. 8 Upon completion of a grant project, the County Administrator is authorized to close the grant and transfer balances back to the funding source. The County Administrator is authorized to reprogram Community Development Block Grant funds by closing program cost centers and transferring funding to newly approved programs based on adoption by the Board of Supervisors.
- Sec. 9 The County Administrator may reduce revenue and expenditure appropriations related to programs funded all or in part by the Commonwealth of Virginia and/or the federal government to the level approved by the responsible state or federal agency.
- Sec. 10 The Director of Accounting is authorized to make transfers to various funds for which there are transfers budgeted. The Director shall transfer funds only as needed up to amounts budgeted, or in accordance with any existing bond resolutions that specify the manner in which transfers are to be made.

FY2006 SECOND YEAR APPROPRIATIONS RESOLUTION

- Sec. 11 The Treasurer may advance monies to and from the various funds of the county to allow maximum cash flow efficiency. The advances must not violate county bond covenants or other legal restrictions that would prohibit such an advance. The Treasurer may also advance cash in support of employee benefit accounts.
- Sec. 12 The County Administrator is authorized to make expenditures from Trust & Agency Funds for the specified reasons for which the funds were established. In no case shall the expenditure exceed the available balance in the fund.
- Sec. 13 The County Administrator is authorized to transfer among appropriation categories and/or appropriate funds in excess of \$50,000 for supplemental retirement, Worker's Compensation, healthcare for retirees, and other compensation costs.
- Sec. 14 The portion of the reserve for capital projects related to the school budget will be designated for school projects in the general fund.
- Sec. 15 The County Administrator may appropriate revenues and increase expenditures in excess of \$50,000 for funds received by the county from asset forfeitures for expenditures related to drug enforcement or other allowable expenditures. The balance of these funds shall not lapse but be carried forward into the next fiscal year.
- Sec. 16 The County Administrator may increase the general fund appropriation in the School Operating Fund contingent upon availability of funds and other circumstances, based on the following schedule:
- a) Increase general fund transfer/appropriation on December 15 by \$2,000,000.
 - b) Increase general fund transfer/appropriation on February 15 by \$2,000,000.
 - c) Increase general fund transfer/appropriation on May 05 by \$2,000,000.
- Sec. 17 The County Administrator is authorized to reallocate funding sources for capital projects, arbitrage rebates/penalties, and debt service payments and to appropriate bond interest earnings to minimize arbitrage rebates/penalties. This authority would include the appropriation of transfers among funds to accomplish such reallocations. Budgets for specific capital projects will not be increased beyond the level authorized by Sections 3 and 4.
- Sec. 18 Salaries for Planning Commissioners will be increased equivalent to the increase given to all county employees. The effective date for pay increases, including the Planning Commission and the Board of Supervisors, may cross fiscal years. Increases will be effective on the first day of the pay period that includes July 01.
- Sec. 19 The County Administrator is authorized to approve transfers among funds and capital projects as long as total net appropriation is not increased.
- Sec. 20 Beginning with the FY97 budget and effective upon adoption of this resolution, the Utilities Department rate stabilization reserve shall be created and maintained as per guidelines outlined below:
- a) The minimum annual contribution to the reserve will be 50% of the previous year's depreciation on fixed assets.
 - b) The annual contribution to the reserve will continue until 100% of accumulated depreciation on the fixed assets is funded. If at the beginning of a fiscal year a reserve balance exceeds 100% of accumulated depreciation, a reduction in the annual contribution may be considered.
 - c) Funds cannot be used from the rate stabilization reserve if the balance falls below 25% of that utility's fixed asset accumulated depreciation, other than for Utility internal borrowing purposes.

FY2006 SECOND YEAR APPROPRIATIONS RESOLUTION

- d) The declaration of a financial emergency by the Director of Utilities and a corresponding four-fifths vote by the Board of Supervisors at a publicly advertised meeting declaring the existence of such an emergency is required to suspend Sec. 20 a, Sec. 20 b, and Sec. 20 c.

Sec. 21 Upon adoption of this resolution, the School Board and/or the School Superintendent may make expenditure changes within the school appropriations as follows:

- a) Transfers of \$50,000 or less are subject to the approval of the Superintendent.
- b) Transfers of \$50,001 to \$499,999 require the approval of the Superintendent and the School Board.
- c) Transfers of \$500,000 or more require the approval of the Superintendent, the School Board, and the Board of Supervisors.

The School Board and/or the School Superintendent shall prepare a budget status report reflecting changes to the approved school budget between appropriation categories, as amended, and the report shall be presented to the County Administrator quarterly.

Sec. 22 The County Administrator is authorized to reclassify budgeted revenues to reflect implementation of the state's Personal Property Tax Relief Act reimbursement.

Sec. 23 The County Administrator is authorized to reduce a department's current year budget appropriation by a dollar amount equal to the prior year's overspending inclusive of encumbrances carried forward.

Sec. 24 Staff is authorized to make changes to FY2006 appropriations, including consolidating, separating or re-classifying appropriations in connection with the county's new financial system and its functionality. This section will not apply after FY2006.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 8.B.1.a.

Subject:

Consideration to Allocate from the Utility Inducement Fund an Amount not to Exceed \$80,000 to Pay for Extending and Upgrading a Public Water Line to Accommodate at Least Four New Companies Wanting to Locate in the Cloverhill Industrial Park on Warbro Road

County Administrator's Comments:

Recommend Approval

County Administrator: _____

[Signature]

Board Action Requested:

Approval to use Utility Inducement Funds not to exceed \$80,000 to design, install and expand a public water line for the industrial property at Warbro Road.

Summary of Information:

The County has adopted the Utility Inducement Program to fund the extension of water and sewer lines for significant economic development projects. The program criteria requires that a performance bond be posted; that the County's share of the total cost of extending utilities does not exceed 75%; and that the taxes generated from the industry(s) during the first three years of operation in Chesterfield must meet or exceed the County's cost for the utility extension.

The anticipated revenue from this project is projected to meet the repayment requirements of the Utility Inducement Program in one and one-half years. The extension will also be capable of accommodating development of other parcels in the Park.

Preparer: James G. Dunn

Title: Director, Economic Development

Attachments:

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Yes

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No

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: April 13, 2005

Budget and Management Comments:

This item requests that the Board consider allocating up to \$80,000 from the Utility Inducement Fund to pay for extending and upgrading a public water line at the Cloverhill Industrial Park at Warbro Road.

Sufficient funds are appropriated and available in the current Utilities Capital Improvement Plan to pay for the water line extension and upgrade.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
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Meeting Date: April 13, 2005

Item Number: 8.B.1.b.

Subject:

Consideration to Allocate from the Utility Inducement Fund an Amount Not to Exceed \$133,000 to Pay for Extending and Upgrading a Public Wastewater Line to Accommodate a New Company, Atlantic Constructors, LLC Locating in the James River Industrial Center on Battery Brooke Parkway

County Administrator's Comments: *Recommend Approval*

County Administrator: _____ *[Signature]*

Board Action Requested:

Approval to use Utility Inducement Funds not to exceed \$133,000 to design, install and expand a public wastewater line for the industrial property at Battery Brooke Parkway, and to waive the requirement to post a performance bond and the requirement that the County's share of the total cost does not exceed 75%.

Summary of Information:

The County has adopted the Utility Inducement Program to fund the extension of water and sewer lines for significant economic development projects. The program criteria requires that a performance bond be posted; that the County's share of the total cost of extending utilities does not exceed 75%; and that the taxes generated from the industry(s) during the first three years of operation in Chesterfield must meet or exceed the County's cost for the utility extension.

Atlantic Constructors, LLC has purchased approximately 21.43 acres of land and will construct a 132,000 square foot building at Battery Brooke Parkway. There will be 150 employees on site in Chesterfield County. Their headquarters will now be Chesterfield and they will have a total of 475 employees on their payroll out of Chesterfield. The anticipated revenue from this project is projected to meet the repayment requirements of the Utility Inducement Program within three years. The extension will also be capable of accommodating development of other parcels in the Park.

Preparer: _____ James G. Dunn **Title:** Director, Economic Development

Attachments:

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Yes

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No

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: April 13, 2005

Budget and Management Comments:

This item requests that the Board consider allocating up to \$133,000 from the Utility Inducement Fund to pay for extending and upgrading a public wastewater line at the James River Industrial Center on Battery Brooke Parkway.

Sufficient funds are appropriated and available in the current Utilities Capital Improvement Plan to pay for the wastewater line extension and upgrade.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 8.B.2.

Subject:

Appropriate Revenue and Expenditures for the Community Services Board

County Administrator's Comments: *Recommend Approval*

County Administrator: _____ *[Signature]*

Board Action Requested:

The Board of Supervisors is requested to appropriate \$120,193 in revenue and expenditures, and establish one full time position for the Community Services Board in their pharmacy area.

Summary of Information:

Final funding awards from the State Mental Health, Mental Retardation, and Substance Abuse Department has resulted in additional funds for the FY2005 Part C, Infant and Toddlers Grant, in the amount of \$51,215. These funds will be used to provide early intervention services for infants and toddlers and meet the developmental needs of each child. The appropriation of these funds brings the Part C grant award to \$484,215, \$60,380 less than the FY2004 final grant award.

In addition, the final state award for FY2005 Chapter 10 MHMRSA funds reflects an increase of \$68,978. These funds will be used to provide for the mental health needs of county residents, including preventive, medical and outpatient services. The Community Services Board also requests a portion of these funds (\$8,800) be used to establish a full time pharmacy staff position which was previously part time to provide improved coordination, consistency as well as improved overall service to consumers and department staff.

Preparer: George E. Braunstein

Title: Executive Director, Chesterfield CSB

Attachments:



Yes



No

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: April 13, 2005

Budget and Management Comments:

This item requests the Board to accept and appropriate \$51,215 in additional Part C funds and \$68,978 in state Chapter 10 MHMRSA funds. The requested appropriation will bring the current FY2005 budget into alignment with the actual grant awards. In addition, the Community Services Board requests the creation of a new full-time position in their pharmacy area and funding to change it from part-time to full-time. There are no county matching funds required.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 3

Meeting Date: April 13, 2005

Item Number: 8.B.3.

Subject: Approval of FY2005 School Board Grant Mid-Year Revisions

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested:

The School Board requests the Board of Supervisors to increase the FY2005 School Grants Fund instruction appropriation category by \$60,315 and increase the FY2005 School Grants Fund pupil transportation appropriation category by \$26,500 for a total change to the School Grants Fund of \$86,815.

Summary of Information:

Chesterfield County Public Schools (CCPS) includes anticipated grant funding in their annual financial plan. In addition, staff applies for and receives additional grants at various times during the fiscal year. CCPS has received notification of the award of one (1) new grant that needs appropriation in order to spend the funds as intended. In addition, our Title IVE Partners with Social Services grant needs local funds of \$26,500 to complete the payroll needs for 2005 and \$30,343 has been received for training through the Governor's Technology Initiative Grant. All of these revisions total \$86,815 requiring approval by the Board of Supervisors.

Preparer: Billy K. Cannaday, Jr., Ed.D.

Title: Superintendent

Attachments:



Yes



No

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

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EVALUATION/ANALYSIS

New Grant

FY05 Teacher Mentor Development (State) \$ 29,972

CCPS is the recipient of a special mentor teacher program during FY2005. These funds are to be used to implement and enhance mentor teacher programs in designated hard-to-staff schools. The funding level is based on the number of teachers with zero experience located in the hard-to-staff schools in CCPS.

Revised Grants

FY04 Title IVe Partners with Social Services \$ 26,500

CCPS began this grant as partners with Social Services during FY2004. A bus driver and aide were to be funded with this grant but were not hired until late in FY2004; therefore, funds of \$27,461 were left at the end of the school year. Because funding was not available for FY2005, CCPS was allowed to continue spending these funds for the same purpose in FY2005. The bus driver and aide salary and benefits will amount to \$26,500 more than the available funding. Funds need to be transferred from the School Operating fund to cover this payroll need through June 30, 2005.

Governor's Technology Initiative Grant \$ 30,343

CCPS received reimbursement from the City of Richmond for technology training provided to that locality through our Governor's Technology Initiative Grant program. The payroll expenses occurred this year and Richmond City reimbursed CCPS for their share of the cost of training.

Total revised grants \$ 56,843

Total appropriation increase \$ 86,815

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**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 3 of 3

Meeting Date: April 13, 2005

Budget and Management Comments:

This item requests the Board to approve an \$86,815 increase in the School Grants Fund (increase of \$60,315 in Instruction and \$26,500 in Pupil Transportation) to reflect the appropriate dollar amounts per approved grant agreements for FY2005. Included in these revisions is the addition of one new grant in the amount of \$29,972 for a teacher mentoring program, to aid in filling positions in those schools that are more challenging to staff. Revisions are also requested for the Partners with Social Services grant which provides funding of \$26,500 for a bus driver and aide, as well as \$30,343 for reimbursement from the City of Richmond for technology training.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

000044

VIRGINIA: At a regular meeting of the Chesterfield County School Board held Tuesday evening, March 22, 2005, at seven-thirty o'clock in the County meeting room at the Chesterfield County Courthouse Complex

PRESENT: Dianne E. Pettitt, Chairman
Tom Doland, Vice-Chairman
Elizabeth B. Davis
James A. Schroeder
Marshall W. Trammell, Jr.

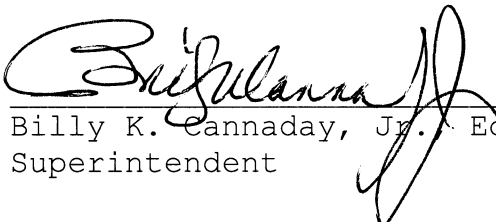
RESOLUTION

On motion of Mrs. Davis seconded by Mr. Trammell, the School Board requests the Board of Supervisors to approve an increase of \$29,972 in State revenue, an increase of \$30,343 of reimbursed services revenue, and an increase of \$26,500 of local transfer for an increase of \$60,315 to the Instruction appropriation category and an increase of \$26,500 to the Pupil Transportation appropriation category for the following grants:

<u>Grant Title</u>	<u>Funding Source</u>	<u>Amount</u>
Teacher Mentor Development Grant	State	\$ 29,972
Title IV-e Partners w/Social Services	Local Transfer	26,500
Governor's Technology Initiative Grant	Local	<u>30,343</u>
Total increase to School Grants Fund		\$ 86,815



Carol Timpano
Clerk to the School Board



Billy K. Cannaday, Jr., Ed.D.
Superintendent

000045



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.4.a.

Subject:

Set Public Hearing to Consider Amending the County's Emergency Response Cost Recovery Ordinance to Eliminate the Provision Relating to Driving Without a License or Driving with a Suspended or Revoked License

County Administrator's Comments: *Recommend April 27*

County Administrator: *LSA*

Board Action Requested:

The Board is requested to hold a public hearing on April 27, 2005 to consider revising the county's emergency response cost recovery ordinance to eliminate the provision which allows the county to recover its reasonable costs incurred for incidents relating to driving without a license or driving with a suspended or revoked license.

Summary of Information:

Pursuant to state law, the county has adopted an ordinance allowing the county to recover its expenses incurred for emergency responses to several categories of traffic offenses: the operation of a vehicle while impaired (DUI), reckless driving, driving without a license and leaving the scene of an accident. When originally adopted in 2002, the ordinance provided for cost recovery for only DUI incidents, but it was amended in August 2003 to include the other traffic offenses. The addition of the new offenses has greatly increased the number of invoices from approximately 100 per month to 400 per month. Since the addition of the additional offenses in August 2003, 65-70% of the invoices have been for offenses under the driving without a license category, but only 10% of the amount collected relates to those offenses. Consequently, the county has been spending significantly more staff time and financial resources on collecting for these offenses than it has recovered. After the adoption of the amendments staff will continue collection of the fee for all other listed offenses.

Staff requests that the revised ordinance become effective as of May 1, 2005.

Preparer: Steven L. Micas

Title: County Attorney
2723:68565.1(68564.1)

Attachments:



Yes



No

000046

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING
AND RE-ENACTING SECTION 13-71 RELATING TO REIMBURSEMENT OF EXPENSES
INCURRED IN RESPONDING TO DUI AND OTHER TRAFFIC INCIDENTS

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) That Section 13-71 of the Code of the County of Chesterfield, 1997, as amended, is amended and re-enacted to read as follows:

Sec. 13-71. Reimbursement of expenses incurred in responding to DUI and other traffic accidents or incidents.

(a) A person convicted of violating any of the following provisions shall be liable in a separate civil action for reasonable expenses incurred by the county or by any volunteer rescue squad, or both, when providing an appropriate emergency response to any accident or incident related to such violation. Personal liability under this section for reasonable expenses of an appropriate emergency response shall not exceed \$1,000.00 in the aggregate for a particular accident or incident occurring in the county:

- (1) The provisions of Code of Virginia §§ 18.2-51.4, 18.2-266 or 29.1-738, as amended, or a similar county ordinance, when such operation of a motor vehicle, engine, train or watercraft while so impaired is the proximate cause of the accident or incident;
- (2) The provisions of Code of Virginia, tit. 46.2, ch. 8, art. 7 (§§ 46.2-852 et seq.), as amended, relating to reckless driving, when such reckless driving is the proximate cause of the accident or incident; and
- ~~(3) The provisions of Code of Virginia, tit. 46.2, ch. 3, art. 1 (§§ 46.2-300 et seq.), as amended, relating to driving without a license or driving with a suspended or revoked license; and~~
- ~~(4)~~ (3) The provisions of Code of Virginia, § 46.2-894, as amended, relating to improperly leaving the scene of an accident.

(b) In determining "reasonable expenses", the county may bill a flat fee of \$250.00 or a minute-by-minute accounting of the actual costs incurred. As used in this section "appropriate emergency response" includes all costs of providing law-enforcement, fire-fighting, rescue, and emergency medical services. The court may order as restitution the reasonable expenses incurred by the county for fire-fighting, rescue and emergency medical services.

(c) The police department shall compile a report of the reasonable expenses of the appropriate emergency response for each accident or incident and forward that information to the county attorney's office or the accounting department for appropriate proceedings. The fire department shall have the same reporting requirements except for accidents or incidents for which restitution is sought.

(2) That this ordinance shall become effective May 1, 2005.

000047



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 8.B.4.b.

Subject:

Set a Public Hearing to Consider an Ordinance Dividing Deer Run Voting Precinct in Matoaca District into Two Precincts and Changing the Polling Place for Winterpock Voting Precinct in Matoaca District

County Administrator's Comments: *Recommend May 25*

County Administrator: *LBA*

Board Action Requested:

The Board is requested to set a public hearing for May 25, 2005 to consider the attached ordinance.

Summary of Information:

The Registrar is proposing to make two changes to County voting precincts and polling places which will increase the efficiency of the election process and the convenience of voting for County citizens. The proposed changes are as follows:

Preparer: Steven L. Micas

Title: County Attorney
0505:68540.1 (68539.1)

Attachments:



Yes



No

#

000048

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Split of Deer Run Voting Precinct in Matoaca Magisterial District: Due to population growth in Deer Run Voting Precinct, the population of the precinct now exceeds 5,000 registered voters, which is the maximum number of registered voters allowed in a voting precinct by state law. This has caused increased back-ups for voters on Election Day. Accordingly, the Registrar is proposing to divide Deer Run Voting Precinct into two precincts. The western part of Deer Run would remain Deer Run Precinct; however, the Eastern Portion of Deer Run would be split off to become Birkdale Voting Precinct. The attached map shows the boundaries of the proposed new Birkdale precinct

The proposed voting place for Birkdale Voting Precinct is Spring Run Elementary School, which is more conveniently located for most voters in the proposed Birkdale Voting Precinct than the polling place for Deer Run Voting Precinct, which is the Clover Hill Library.

Change of Polling Place for Winterpock Voting Precinct: The Registrar is proposing to return the polling place for Winterpock Voting Precinct to Bethia United Methodist Church. Bethia United Methodist Church had been the polling place for Winterpock Voting Precinct for many years, but the polling place was moved to Fire Station 19 at the request of the Church several years ago because the Church no longer felt that it could adequately serve as a polling place in light of the increased number of voters in Winterpock precinct. Recently, however, the Church has undergone an expansion and has indicated that it would like to resume its traditional role as polling place for Winterpock Precinct. The renovation has made the Church more accessible and convenient, and it is now a superior polling place for Winterpock in comparison to the Fire Station which currently serves in that capacity.

If the Board approves these changes, they must be submitted to the United States Department of Justice (DOJ) for pre-clearance before they can be implemented. DOJ has a period of sixty days in which to act on the pre-clearance submission. Staff anticipates that all of these changes would be implemented before the general election this November.

0505:68540.1(68539.1)

000049

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED, BY AMENDING
AND RE-ENACTING SECTION 7-3 RELATING
TO PRECINCT BOUNDARIES AND POLLING PLACES

BE IT ORDAINED by the Board of Supervisors of Chesterfield County:

(1) *That Section 7-3 of the Code of the County of Chesterfield, 1997, as amended, is amended and re-enacted to read as follows:*

Sec. 7-3. Precinct boundaries and polling places.

The following shall be the precinct boundaries and polling places for magisterial districts in the county:

DEER RUN VOTING PRECINCT (302):

Beginning at the point where the center line of Baldwin Creek Road (State Route 730) intersects the center line of U.S. Route 360 (Hull Street Road); thence eastward along the center line of U.S. Route 360 (Hull Street Road) to its intersection with Swift Creek; thence southward along the center line of Swift Creek to its intersection with Spring Run Creek; thence along the center line of Spring Run Creek as it meanders southward to its intersection with North Spring Run Road (State Route 654); thence westward along the center line of North Spring Run Road to its intersection with McEnnally Road; thence westward along the center line of McEnnally Road to its intersection with Winterpock Road; thence southward along the center line of Winterpock Road to its intersection with Beach Road; ~~eastwardly along the center line of North Spring Run Road (State Route 654) to its intersection with Spring Run Road (State Route 662); thence eastwardly along the center line of Spring Run Road (State Route 662) to its intersection with Hensley Road (State Route 659); thence southwestwardly along the center line of Hensley Road (State Route 659) to its intersection with Beach Road (State Route 655);~~ thence westward along the center line of Beach Road (State Route 655) to its intersection with Baldwin Creek Road (State Route 730); thence northward along the center line of Baldwin Creek Road (State Route 730) to its intersection with U.S. Route 360 (Hull Street Road), the point and place of beginning.

The voting place for Deer Run Voting Precinct shall be Clover Hill Library, 6701 Deer Run Drive.

BIRKDALE VOTING PRECINCT (317)

Beginning at the point where the center line of North Spring Run Road (State Route 654) intersects the center line of McEnnally Road; thence southeastwardly along the center line of North Spring Run Road (State Route 654) to its intersection with Spring Run Road (State Route 662); thence eastwardly along the center line of Spring Run Road (State Route 662) to its

intersection with Hensley Road (State Route 659); thence southwestwardly along the center line of Hensley Road (State Route 659) to its intersection with Beach Road (State Route 655); thence westward along the center line of Beach Road (State Route 655) to its intersection with Winterpock Road; thence north along the center line of Winterpock Road to its intersection with McEnnally Road; thence eastwardly along the center line of McEnnally Road to its intersection with North Spring Run Road, the point and place of beginning.

The voting place for Birkdale Voting Precinct shall be Spring Run Elementary School, 13901 Spring Run Road.

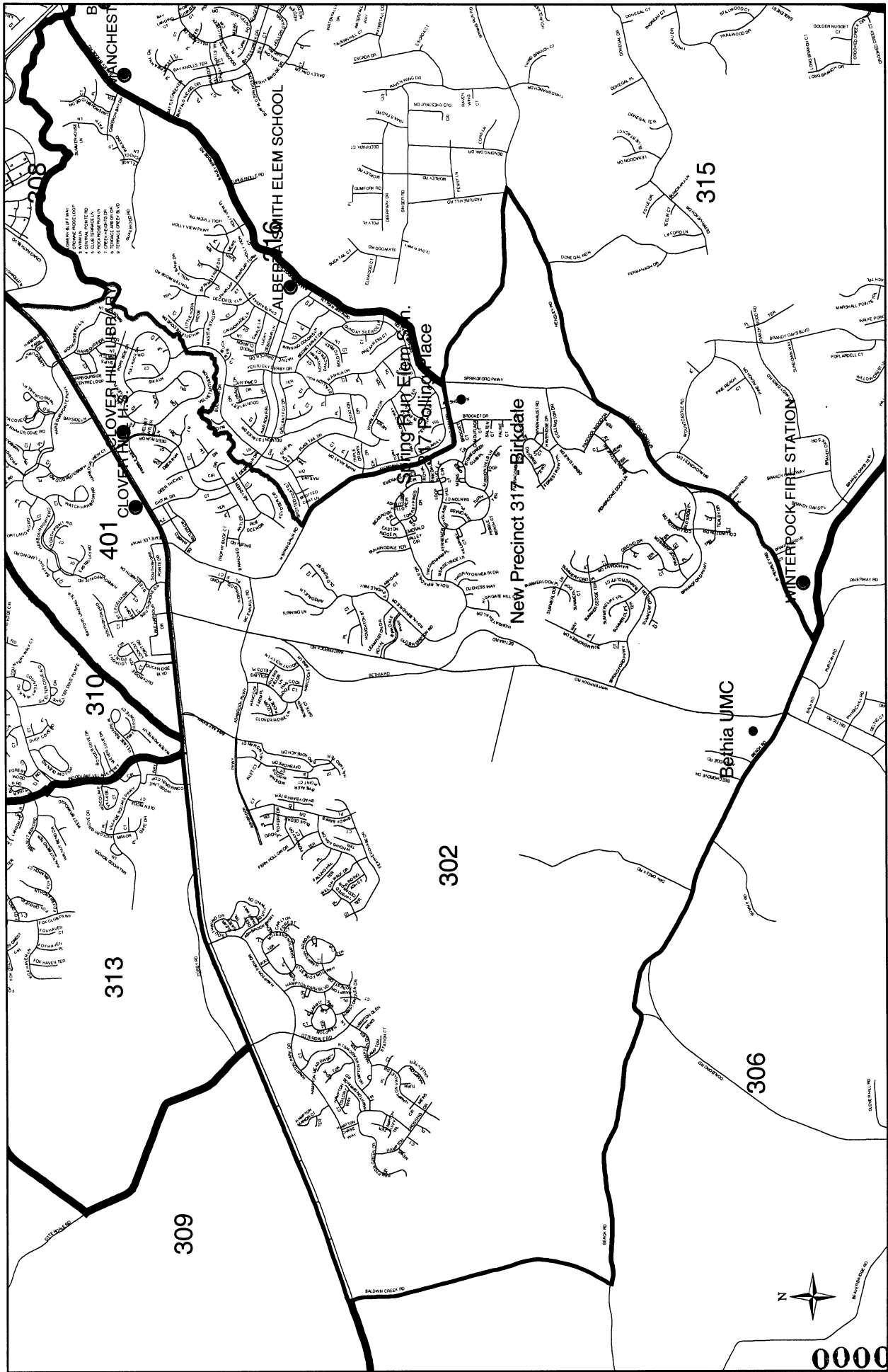
WINTERPOCK VOTING PRECINCT (306):

Beginning at the point where the center line of U.S. Route 360 (Hull Street Road) intersects the boundary line between the County of Chesterfield and the County of Amelia as said boundary line follows the Appomattox River in a southeastwardly direction to its intersection with the western line of Nooning Creek as flooded by Lake Chesdin; thence northwardly along the western line of Nooning Creek continuing along the center line of said creek to its intersection with the southwestern boundary line of census block 1007034014; thence in a northwardly direction along said boundary line to its intersection with Second Branch Road (State Route 653); thence northwardly along the center line of Second Branch Road (State Route 653) to its intersection with Beach Road (State Route 655); thence westward along the center line of Beach Road (State Route 655) to its intersection with Baldwin Creek Road (State Route 730); thence northwardly along the center line of Baldwin Creek Road (State Route 730) to its intersection with U.S. Route 360 (Hull Street Road); thence westward along the center line of U.S. Route 360 (Hull Street Road) to its intersection with the boundary line between the County of Chesterfield and the County of Amelia, the point and place of beginning.

The voting place for Winterpock Voting Precinct shall be ~~Fire Station 19 14010 Beach Road~~ Bethia United Methodist Church, 10700 Winterpock Road.

(2) *That this ordinance shall become effective immediately upon adoption.*

Voting Precinct: 317 Birkdale



Creation of Precinct 317 - Birkdale from Precinct 302 - Deer Run
 Polling Place move for Precinct 306 - Winterpock from the
 Winterpock Fire Station (#19) to Bethia United Methodist Church



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 8.B.4.c.

Subject:

Set Public Hearing Date to Consider the Appropriation of Funds Received from the Department of Medical Assistance Services and Authorization to Execute Related Documents

County Administrator's Comments: *Recommend April 27*

County Administrator: _____

Board Action Requested:

Set April 27, 2005 to conduct a public hearing to consider the appropriation of up to \$10,709,356 from the Department of Medical Assistance Services and authorize the County Administrator to execute documents and complete the transaction.

Summary of Information:

Lucy Corr Nursing Home, like virtually all other public and private nursing home facilities, receives a large percentage of its revenue from the federal Medicaid program. In Virginia the Department of Medical Assistance Services (DMAS) administers the Medicaid program pursuant to the Virginia State Medicaid Plan. Under the program, whenever Lucy Corr provides Medicaid-eligible services, it receives Medicaid reimbursement from DMAS.

For years, DMAS has reimbursed Lucy Corr based on an established reimbursement schedule. In turn, the federal government reimburses DMAS. Last year, the Commonwealth realized that it was eligible under federal regulations to receive a large reimbursement amount. In order to recover this additional reimbursement, Medicaid regulations require DMAS to make enhanced payments in a lump sum to a public nursing home provider like

Preparer: Bradford S. Hammer

Title: Deputy County Administrator

Attachments:

☐

Yes

☒

No

#

000053

**CHESTERFIELD COUNTY
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Page 2 of 2

Lucy Corr. On June 24, 2001, the Commonwealth amended the Virginia State Medicaid Plan to permit recovery of enhanced payments.

The Commonwealth has planned and the Health Care Financing Administration has authorized, transactions which for the County will total \$10,709,356. Under the plan, participating localities will borrow respective shares of the Statewide total. The borrowed funds will be transferred to a state account, then returned to the local account and used to repay the loans. In addition, the Commonwealth will pay an incentive fee of about 1.5% of the transaction amount, and pay an amount to cover transaction costs, to the locality. DMAS calculates this fee to total \$266,129 that the locality can use for any purpose. The Health Center Commission will use 100% of the actual incentive payment to pay off a portion of the outstanding loan (\$694,000) with the County.

Because this money will have to be appropriated and the amount will exceed \$500,000 a public hearing is required by law.

Staff also asks the Board to authorize the County Administrator to execute all necessary closing documents, which will be substantially in the form of the documents attached, subject to approval as to form by the County Attorney.

000054



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.5.a.

Subject:

Resolution Confirming Proceedings of the Chesterfield County Industrial Development Authority for Issuance of Industrial Revenue Bonds not to Exceed \$9,100,000 to Assist ACI Building and Development, LLC in Acquiring, Constructing, and Equipping and Development of a Manufacturing Facility of Approximately 132,000 Square Feet to be Located on 21 acres of land on Battery Brook Parkway in Chesterfield County, Virginia

County Administrator's Comments:

Recommend Approval

County Administrator: _____

[Signature]

Board Action Requested:

Staff recommends that the Board of Supervisors adopt the attached resolution.

Summary of Information:

On March 17, 2005, the Chesterfield Industrial Development Authority held a public hearing and approved the financing of Industrial Revenue Bonds in the amount not to exceed \$9,100,000. This issuance will be used to acquire, construct and equip a 132,000 square foot development to be located on Battery Brook Parkway, near its intersection with Coach Road in Chesterfield County, Virginia.

The manufacturing facility will be built for Atlantic Constructors Incorporated. They make and erect specialty steel construction. There will be 150 employees on site in Chesterfield County. Their headquarters will now be Chesterfield and they will have a total of 475 employees on their payroll out of Chesterfield.

Preparer: James G. Dunn Title: Director, Economic Development

Attachments:



Yes



No

000055

SUMMARY OF PUBLIC HEARING

The undersigned officer of the Industrial Development Authority of the County of Chesterfield (the "Authority") hereby certifies as follows:

1. A meeting of the Authority was duly called and held on Thursday, March 17, 2005 at 3:30 p.m. pursuant to proper notice given to each Director of the Authority prior to such meeting. The meeting was held in the Authority's offices at the Chesterfield County Office of Economic Development at 9401 Courthouse Road, Suite B, Chesterfield, Virginia. The meeting was open to the public. The time of the meeting and place at which the meeting was held provided a reasonable opportunity for persons of differing views to appear and be heard.

2. The Chairman announced the commencement of the public hearing on the application of ACI Building & Development, LLC ("ACI"). A notice of the public hearing was published once a week for two successive weeks in a newspaper having general circulation in Chesterfield County (the "Notice"). A copy of the certification of publication for the Notice is attached hereto as **Exhibit A**.

3. The individuals identified on **Exhibit B** attached hereto appeared and addressed the Authority. A summary of the statements made at the public hearing by such individuals is included on **Exhibit B**.

4. Attached hereto as **Exhibit C** is a true, correct and complete copy of a resolution (the "Inducement Resolution") adopted by a majority of the Directors of the Authority present at such meeting. The Inducement Resolution constitutes all formal action taken by the Authority at the March 17, 2005 meeting relating to matters referred to in the Inducement Resolution. The Inducement Resolution has not been repealed, revoked, rescinded or amended and is in full force and effect on the date hereof.

5. Attached hereto as **Exhibit D** is a copy of ACI's Fiscal Impact Statement.

6. Attached hereto as **Exhibit E** is a draft of a Resolution to be presented to the Board of Supervisors of the County of Chesterfield, Virginia.

INDUSTRIAL DEVELOPMENT AUTHORITY OF THE COUNTY OF CHESTERFIELD

March 25, 2005

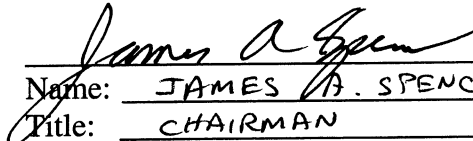

Name: JAMES A. SPENCER
Title: CHAIRMAN

Exhibit A - Certificate of Publication for Notice
Exhibit B - Summary of Statements
Exhibit C - Inducement Resolution
Exhibit D - Fiscal Impact Statement
Exhibit E - Resolution for the Board of Supervisors

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000056

Richmond Times-Dispatch

An Affiliate of Media General

EXHIBIT A

P. O. Box 85333
Richmond, Virginia 23293-0001
(804) 649-6000

Account Num.

923552

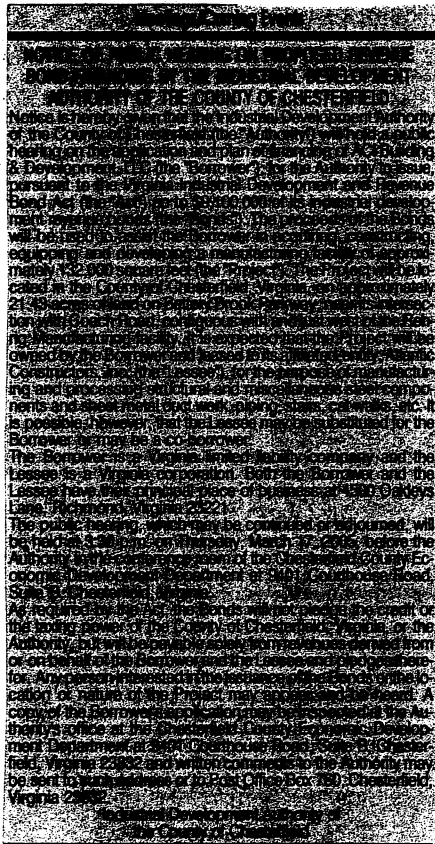
Date

03/10/2005

Advertising Affidavit
(This is not a bill. Please pay from invoice)

TROUTMAN SANDERS MAYS & VALENTINE I.
ATTN: KAREN EARL S
PO BOX 1122
RICHMOND VA 23218

Date	Code	Description	Ad Size	Total Cost
03/10/2005	121	NOTICE OF PUBLIC HEARING ON PROPOSED REV	2.00 x 49.00	1.011.74



Media General Operations, Inc.

Publisher of

THE RICHMOND TIMES-DISPATCH

This is to certify that the attached NOTICE OF PUBLIC HEARING was published by Richmond Times-Dispatch, Inc. in the City of Richmond, State of Virginia, on the following dates:

03/03/2005 03/10/2005

The first insertion being given. . . 03/03/2005

Newspaper reference: 2007035

Sworn to and subscribed before

me this 3-10-2005

Janette F. Whitaker
Notary Public Supervisor

State of Virginia
City of Richmond
My Commission expires 6/30/2008

THIS IS NOT A BILL. PLEASE PAY FROM INVOICE. THANK YOU

000057

**NOTICE OF PUBLIC HEARING ON PROPOSED REVENUE BOND
FINANCING BY THE INDUSTRIAL DEVELOPMENT AUTHORITY OF
THE COUNTY OF CHESTERFIELD**

Notice is hereby given that the Industrial Development Authority of the County of Chesterfield (the "Authority") will hold a public hearing on the application and plan of financing of ACI Building & Development, LLC (the "Borrower"), for the Authority to issue, pursuant to the Virginia Industrial Development and Revenue Bond Act (the "Act") up to \$9,100,000 of its industrial development revenue bonds (the "Bonds"). The proceeds of the Bonds will be used to assist the Borrower in acquiring, constructing, equipping and developing a manufacturing facility of approximately 132,000 square feet (the "Project"). The Project will be located in the County of Chesterfield, Virginia, on approximately 21.43 acres of land on Battery Brook Parkway, near its intersection with Coach Road, contiguous with and just west of the Rehrig Manufacturing facility. It is expected that the Project will be owned by the Borrower and leased to its affiliated-entity, Atlantic Constructors, Inc. (the "Lessee"), for the purpose of manufacturing and processing structural and miscellaneous steel components and sheet metal duct work, piping, stairs, cat walks, etc. It is possible, however, that the Lessee may be substituted for the Borrower or may be a co-borrower.

The Borrower is a Virginia limited liability company and the Lessee is a Virginia corporation. Both the Borrower and the Lessee have their principal place of business at 4500 Oakleys Lane, Richmond, Virginia 23221.

The public hearing, which may be continued or adjourned, will be held at 3:30 p.m. on Thursday, March 17, 2005, before the Authority in the conference room of the Chesterfield County Economic Development Department at 9401 Courthouse Road, Suite B, Chesterfield, Virginia .

As required by the Act, the Bonds will not pledge the credit or the taxing power of the County of Chesterfield, Virginia, or the Authority, but will be payable solely from revenues derived from or on behalf of the Borrower and the Lessee and pledges therefor. Any person interested in the issuance of the Bonds or the location or nature of the Project may appear and be heard. A copy of the Borrower's application may be inspected at the Authority's office at the Chesterfield County Economic Development Department at 9401 Courthouse Road, Suite B, Chesterfield, Virginia 23832 and written comments to the Authority may be sent to such address or to Post Office Box 760, Chesterfield, Virginia 23832.

Industrial Development Authority of
the County of Chesterfield

EXHIBIT B

SUMMARY OF STATEMENTS MADE AT PUBLIC HEARING

Members of the Public Appearing Before the Authority:

Arthur M. Hungerford III, President and CEO, ACI Building & Development, LLC
Sandra Jones McNinch, Troutman Sanders LLP, Bond Counsel

Summary of Statements Made by Members of the Public:

The individuals named above reviewed the plans for financing the acquisition, construction, equipping and development of a manufacturing facility expected to be owned by ACI, leased by ACI to Atlantic Constructors, Inc. and used by Atlantic Constructors, Inc. in its business of manufacturing and processing structural and miscellaneous steel components and sheet metal duct work, piping, stairs, cat walks, etc. Such individuals answered questions from the Authority regarding such matters. Such individuals reiterated that completing the financing through the Authority would reduce ACI's borrowing costs and would assist ACI in adding to the employment base and tax base in Chesterfield County.

EXHIBIT C

INDUCEMENT RESOLUTION OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE COUNTY OF CHESTERFIELD

The Industrial Development Authority of the County of Chesterfield (the "Authority") is empowered by the Industrial Development and Revenue Bond Act, Chapter 49, Title 15.2, Code of Virginia of 1950, as amended (the "Act"), to issue its revenue bonds for the purposes of, among other things financing manufacturing, industrial and commercial facilities, thereby benefiting the residents of the Commonwealth of Virginia (the "Commonwealth") through the increase of their commerce and through the promotion of their safety, health, welfare, convenience and prosperity.

The Authority has received a request from ACI Building & Development, LLC, a Virginia limited liability company ("ACI"), requesting that the Authority issue its revenue bonds to assist ACI in financing the acquisition, construction, equipping and development of a manufacturing facility of approximately 132,000 square feet (the "Project"). The Project will be located in the County of Chesterfield, Virginia (the "County"), on approximately 21.43 acres of land on Battery Brook Parkway, near its intersection with Coach Road, contiguous with and just west of the Rehrig Manufacturing facility. The Project will be owned by ACI and leased to its affiliated-entity, Atlantic Constructors, Inc. (the "Lessee"), for the purpose of manufacturing and processing structural and miscellaneous steel components and sheet metal duct work, piping, stairs, cat walks, etc.

ACI has advised the Authority that the estimated cost of acquiring, constructing, equipping, developing and financing the Project will require an issue of revenue bonds in an aggregate principal amount now estimated not to exceed \$9,100,000.

Just prior to the consideration of this Inducement Resolution, a public hearing was held by the Authority on the Project and the issuance of such revenue bonds, following reasonable public notice, as required by, and in compliance with, Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") and Section 15.2-4906 of the Act. The Authority desires to recommend approval of the Project and the issuance of such revenue bonds to the Board of Supervisors of the County of Chesterfield, Virginia (the "Board").

NOW, THEREFORE, BE IT RESOLVED BY THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE COUNTY OF CHESTERFIELD:

1. It is hereby found and determined that the acquisition, construction, equipping, development and financing of the Project will increase the commerce of the residents of the Commonwealth and will promote their safety, health, welfare, convenience and prosperity.

2. As a further inducement to ACI and the Lessee to acquire, construct, equip and develop the Project in the County, the Authority hereby agrees to assist ACI in every reasonable way to finance the acquisition, construction, equipping and development of the Project and to undertake the issuance of its qualified small issue revenue bonds or notes in an aggregate principal amount now estimated not to exceed \$9,100,000 (the "Bonds") upon terms and conditions mutually agreeable to

the Authority and ACI. The proceeds of the Bonds shall be loaned to ACI pursuant to a loan agreement, the terms of which loan agreement shall obligate ACI to make payments to or on behalf of the Authority sufficient to pay interest on, premium (if any), and principal of the Bonds and to pay all other expenses in connection with the Project. The Bonds will be issued pursuant to documents satisfactory to the Authority and a bond trustee or the purchaser of the Bonds which (a) will set forth the form and terms of the Bonds and (b) as security for the Bonds, will assign the Authority's rights to payments under the loan agreement with ACI to the bond trustee or the purchaser of the Bonds. The Bonds may also be secured by other collateral. The Bonds shall be issued after the Authority has received the approving opinion of bond counsel as to the qualification of the Bonds under the Act. The Bonds may be issued at one time or from time to time in one or more series. ACI will provide for an acceptable bank letter of credit or for the purchase of the Bonds by a financial institution in a private placement; *provided*, that in either event, retail distribution of the Bonds in authorized principal denominations of less than \$100,000 shall not be permitted.

Principal of and premium, if any, and interest on the Bonds shall be limited obligations of the Authority payable solely from the revenues and receipts derived by the Authority under the loan agreement and the security therefor. The principal of and premium, if any, and interest on the Bonds shall not be deemed to constitute a debt or pledge of the faith and credit of the Commonwealth or any political subdivision thereof, including the Authority and the County. Neither the Commonwealth nor any political subdivision thereof, including the Authority and the County, shall be obligated to pay the principal of or premium, if any, or interest on the Bonds or other costs incident thereto except from payments received pursuant to the loan agreement and the security therefor, and neither the faith and credit nor the taxing power of the Commonwealth or any political subdivision thereof, including the Authority and the County, will be pledged to the payment of the principal of or premium, if any, or interest on the Bonds or other costs incident thereto. No covenant, condition or agreement contained in the Bonds or in any financing instrument executed and delivered in connection therewith shall be deemed to be a covenant, condition or agreement of any past, present or future director, officer, employee or agent of the Authority in his or her individual capacity, and no officer of the Authority executing the Bonds shall be liable personally on the Bonds or be subject to any personal liability or accountability by reason of the issuance thereof.

3. It having been represented to the Authority that it is necessary to proceed immediately with the acquisition, construction, equipping, development and financing of the Project, the Authority hereby agrees that ACI may proceed to develop further plans for the Project, enter into contracts for the acquisition, construction, equipping, development and financing of the Project and take such other steps, including interim borrowing, as ACI may deem appropriate in connection therewith, including the location of a purchaser or purchasers for the Bonds; *provided* that nothing herein shall be deemed to authorize ACI to obligate the Authority without its consent in each instance to the payment of any moneys or the performance of any acts in connection with the Project or the Bonds. The Authority agrees that ACI may be reimbursed from the proceeds of the Bonds for all expenditures so made and costs so incurred, insofar as such expenditures and costs are properly reimbursable under the Act and applicable state and federal laws.

4. All fees, costs and expenses in connection with the acquisition, construction, equipping, development and financing of the Project, including the Authority's administrative fee and

the other fees and expenses of the Authority, bond counsel and Authority counsel, shall be paid from the proceeds of the Bonds or from moneys provided by ACI or the Lessee. If for any reason such Bonds are not issued, it is understood that all such expenses shall be paid by ACI or the Lessee and that the Authority shall have no responsibility therefor.

5. By submitting this Inducement Resolution to the Authority, ACI has agreed to indemnify and save harmless the Authority, its officers, directors, employees and agents from and against all liabilities, obligations, claims, damages, penalties, losses, costs and expenses in any way connected with the Project or the Bonds. Further, by submitting this Inducement Resolution to the Authority, ACI has agreed to pay the Authority the fees set forth in the Authority's application materials.

6. In adopting this Inducement Resolution, the Authority intends to declare its "official intent" to allow for the use of the proceeds of the Bonds to reimburse ACI, the Lessee or the Authority for "original expenditures" associated with the development or financing of the Project, to the full extent permitted by U. S. Treasury Regulation Section 1.150-2. The Authority (based solely upon information provided by ACI and the Lessee), ACI and the Lessee reasonably expect that they will reimburse the "original expenditures" with the proceeds of the Bonds.

7. Adoption of this Inducement Resolution by the Authority does not carry with it any representation or assurance that any portion of the State Ceiling, as set forth in Chapter 50 of Title 15.2 of the Code of Virginia of 1950, as amended, will be allocated to the Bonds. Upon approval by the Board, an application for an allocation under the State Ceiling may be filed on behalf of the Authority.

8. The Authority hereby recommends and requests that, within sixty days hereof, the Board approve the issuance of the Bonds and the acquisition, construction, equipping, development and financing of the Project. The Authority hereby directs the Secretary or Assistant Secretary of the Authority to submit to the Board this Inducement Resolution, the Fiscal Impact Statement submitted by ACI, and a summary of the comments made at the public hearing held by the Authority.

9. As requested by ACI, the Authority approves the use of Troutman Sanders LLP as bond counsel for the Bonds.

10. The financing arrangements and structure for the Bonds has not yet been finally determined. It is expected that the Project will be owned by ACI and leased to the Lessee. It is possible, however, that the Lessee may be substituted for ACI or may be a co-borrower. The Authority agrees that the approvals and consents given to ACI in this Inducement Resolution will also extend to the Lessee.

11. Neither the Authority, including its officers, directors, employees and agents, nor the County shall be liable and hereby disclaim all liability to ACI and the Lessee and all other persons or entities for any damages, direct or consequential, resulting from the failure of the Authority to issue the Bonds for any reason.

12. All other acts of the Authority that are in conformity with the purposes and intent of this Inducement Resolution and in furtherance of the issuance and sale of the Bonds and the acquisition, construction, equipping, development and financing of the Project are hereby ratified, approved and confirmed.

13. This Inducement Resolution shall take effect immediately upon its adoption. All or a portion of the Bonds issued hereunder shall be issued within two years of the date of the adoption of this Inducement Resolution, unless this Inducement Resolution is extended by the Authority.

Adopted: March 17, 2005.

CERTIFICATE

The undersigned Secretary of the Industrial Development Authority of the County of Chesterfield (the "Authority"), certifies that:

1. A meeting of the Authority was held on March 17, 2005, at the time and place established and noticed by the Authority, at which the following members were present and absent:

PRESENT/ABSENT:

James A. Spencer	<u> X </u> / <u> </u>
John W. Hughes	<u> X </u> / <u> </u>
John L. Ruckart, Jr.	<u> X </u> / <u> </u>
John V. Cogbill III	<u> X </u> / <u> </u>
Lloyd A. Lenhart	<u> X </u> / <u> </u>
James E. Briggs	<u> X </u> / <u> </u>
Willie Lanier	<u> X </u> / <u> </u>

2. The foregoing Inducement Resolution was adopted by a majority of the quorum of the Authority present by a roll call vote, the ayes and nays being recorded in the minutes of the meeting as shown below:

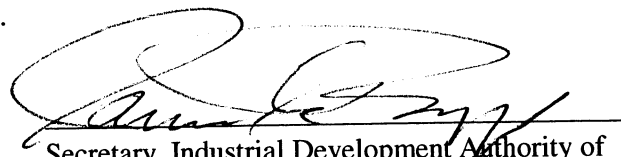
MEMBER

VOTE

James A. Spencer	<u>Aye</u>
John W. Hughes	<u>Aye</u>
John L. Ruckart, Jr.	<u>Aye</u>
John V. Cogbill III	<u>Aye</u>
Lloyd A. Lenhart	<u>Aye</u>
James E. Briggs	<u>Aye</u>
Willie Lanier	<u>Aye</u>

3. The foregoing Inducement Resolution is a true and correct copy of such Inducement Resolution as adopted on March 17, 2005. The foregoing Inducement Resolution has not been repealed, revoked, rescinded or amended and is in full force and effect on the date hereof.

WITNESS my signature and the seal of the Industrial Development Authority of the County of Chesterfield, this 17th day of March, 2005.


Secretary, Industrial Development Authority of
the County of Chesterfield

(SEAL)

EXHIBIT D

FISCAL IMPACT STATEMENT

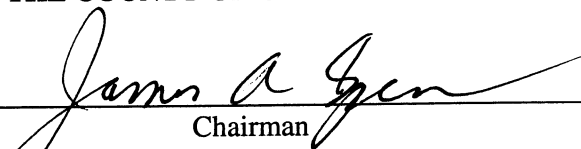
Date: March 17, 2005

**ACI BUILDING & DEVELOPMENT, LLC
ATLANTIC CONSTRUCTORS, INC.
MANUFACTURING FACILITY**

1. Maximum amount of financing sought	\$ 9,100,000
2. Estimated taxable value of the facility's real property to be constructed in the locality	\$ 7,500,000
3. Estimated real property tax per year using present tax rates	\$ 76,500
4. Estimated personal property tax per year using present tax rates	\$ 15,000
5. Estimated merchants' capital tax per year using present tax rates	\$ 0
6. (a) Estimated dollar value per year of goods that will be purchased from Virginia companies within the locality	\$ 1,643,000*
(b) Estimated dollar value per year of goods that will be purchased from non-Virginia companies within the locality	\$ 850,000*
(c) Estimated dollar value per year of services that will be purchased from Virginia companies within the locality	\$ 322,000*
(d) Estimated dollar value per year of services that will be purchased from non-Virginia companies within the locality	\$ 4,560,000*
7. Estimated number of regular employees on year round basis	475
8. Average annual salary per employee	\$ 43,789.72#

**INDUSTRIAL DEVELOPMENT AUTHORITY
OF THE COUNTY OF CHESTERFIELD**

By


Chairman

* Although ACI does not track its purchases of goods and services in a way which would facilitate its ability to respond to these breakdowns precisely, ACI purchased approximately \$17,000,000 in goods and approximately \$7,600,000 in services in 2004. In addition to the amounts listed in 6(a) and (c) as purchases from Virginia companies in Chesterfield County, ACI estimates that 5% of its goods and 60% of its services are purchased from non-Virginia companies in Chesterfield County. ACI makes every effort to buy locally to support the local economy as well as to ensure local support of our needs.

This number does not include employee benefits.

EXHIBIT E

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF CHESTERFIELD, VIRGINIA

The Industrial Development Authority of the County of Chesterfield (the "Authority"), has considered the application of ACI Building & Development, LLC ("ACI"), requesting the issuance of the Authority's revenue bonds in a principal amount not to exceed \$9,100,000 (the "Bonds"). The proceeds of the Bonds will be used to assist ACI in financing the acquisition, construction, equipping and development of a manufacturing facility of approximately 132,000 square feet (the "Project"). The Project will be located in the County of Chesterfield (the "County") on approximately 21.43 acres of land on Battery Brook Parkway, near its intersection with Coach Road, contiguous with and just west of the Rehrig Manufacturing facility, and the new building will contain approximately 132,000 square feet of space. The Project will be owned by ACI and leased to its affiliated-entity, Atlantic Constructors, Inc. (the "Lessee"), for the purpose of manufacturing and processing structural and miscellaneous steel components and sheet metal duct work, piping, stairs, cat walks, etc.

ACI is a Virginia limited liability company and the Lessee is a Virginia corporation. Both ACI and the Lessee have their principal place of business at 4500 Oakleys Lane, Richmond, Virginia 23221.

Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") and Section 15.2-4906 of the Code of Virginia of 1950, as amended (the "Virginia Code") provide that the highest elected governmental unit of the locality having jurisdiction over the issuer of private activity bonds and over the area in which any facility financed with the proceeds of private activity bonds is located must approve the issuance of the bonds. The Authority issues its bonds on behalf of the County and the Project is located in the County. The Board of Supervisors of the County of Chesterfield, Virginia (the "Board") constitutes the highest elected governmental unit of the County.

Following the public hearing held by the Authority on March 17, 2005, the Authority adopted a resolution (the "Inducement Resolution") in which it recommended and requested that the Board approve of the issuance of the Bonds by the Authority. A copy of the Inducement Resolution, a brief summary of the Authority's public hearing and ACI's Fiscal Impact Statement have been filed with the Board.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF CHESTERFIELD, VIRGINIA:

1. The Board approves the issuance of the Bonds by the Authority in a principal amount not to exceed \$9,100,000 for the benefit of ACI, as required by Section 147(f) of the Code and Section 15.2-4906 of the Virginia Code, to permit the Authority to assist in the financing of the Project.

2. The approval of the issuance of the Bonds does not constitute an endorsement to a prospective purchaser of the creditworthiness of the Project or ACI, but, as required by Section 15.2-4909 of the Virginia Code, the Bonds shall provide that neither the County nor the Authority shall be obligated to pay the Bonds or the interest thereon or other costs incident thereto except from the revenues and moneys pledged therefor and neither the faith and credit nor the taxing power of the Commonwealth of Virginia nor any political subdivision thereof, including the County and the Authority, shall be pledged thereto.

3. ACI has informed the Authority that the financing arrangements and structure for the Bonds have not yet been finally determined. It is expected that the Project will be owned by ACI and leased to the Lessee. It is possible, however, that the Lessee may be substituted for ACI or may be a co-borrower. The Board agrees that the approvals and consents given for the benefit of ACI in this Resolution will also extend to the Lessee.

4. This Resolution shall take effect immediately upon its adoption.

Adopted: _____, 2005

A Copy Teste:

(SEAL)

Clerk, Board of Supervisors of
the County of Chesterfield, Virginia

1348303v1
032289.000002



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.5.b.

Subject:

Adoption of Resolution Publicly Acknowledging that the National Incident Management System (NIMS) is Established as the County Standard for Incident Management

County Administrator's Comments:

Recommend Approval

County Administrator: _____

[Signature]

Board Action Requested:

The Board of Supervisors is requested to publicly acknowledge the National Incident Management System (NIMS) as the County standard for incident management.

Summary of Information:

A National Incident Management System (NIMS), will provide a consistent nationwide approach for Federal, State, and local governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity. The NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the county's ability to utilize federal funding to enhance local agency readiness, maintain first responder safety, and streamline incident management processes.

Preparer: Paul W. Mauger

Title: Fire Chief

Attachments:



Yes



No

#

000068

Resolution
of the BOARD OF SUPERVISORS of CHESTERFIELD COUNTY, VIRGINIA
Recognizing the National Incident Management System

WHEREAS, the Board of Supervisors of Chesterfield County, Virginia, does hereby find as follows:

WHEREAS, the President of the United States of America in Homeland Security Directive (HSPD)-5, directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, and local governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity;

WHEREAS, the collective input and guidance from all federal, state, and local homeland security partners has been, and will continue to be, vital to the development, effective implementation and utilization of a comprehensive NIMS;

WHEREAS, it is necessary and desirable that all federal, state, and local emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management;

WHEREAS, to facilitate the most efficient and effective incident management it is critical that federal, state, and local organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters;

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the county's ability to utilize federal funding to enhance local agency readiness, maintain first responder safety, and streamline incident management processes,

WHEREAS, the Incident Command System components of NIMS are already an integral part of various county incident management activities, including current emergency management training programs and the Chesterfield Emergency Operations Plan; and

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

NOW, THEREFORE, BE IT RESOLVED, that the Chesterfield County Board of Supervisors publicly acknowledges that the National Incident Management System (NIMS) is established as the County standard for incident management and formally adopts the NIMS principles and policies.

000069



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.5.c.

Subject:

Resolution to Readopt the Updated Emergency Operations Plan with Annexes for Chesterfield County as Required by the Commonwealth of Virginia Emergency Management and Disaster Law of 1973, Title 44, Chapter 3.2, Section 44-146.33 through 44-146.28, Code of Virginia

County Administrator's Comments:

Recommend Approval

County Administrator: _____

LGR

Board Action Requested:

The Board to adopt the resolution modifying and updating the Emergency Operations Plan with annexes.

Summary of Information:

The Commonwealth of Virginia and Federal Government statutes require the adoption of an Emergency Operations Plan with annexes for each locality every five years. The Emergency Operations Plan and annexes for Chesterfield County have been modified and updated, and require adoption by the Board of Supervisors. The staff requests that the Board of Supervisors adopt the new plan by resolution.

Preparer: Lynda F. Price

Title: Emergency Management Coordinator

Attachments:



Yes



No

#

000070

RESOLUTION

WHEREAS, there exist dangers of many types including man-made disasters, natural disasters and possible hostile actions of an unknown enemy; and

WHEREAS, the safety and protection of the citizens and property are the foremost concern to the Board of Supervisors of Chesterfield County; and

WHEREAS, the revision of the Emergency Operations Plan will bring Chesterfield County compliant with the National Incident Management System, also known as NIMS; and

WHEREAS, the Board of Supervisors desires and the Commonwealth of Virginia and federal government require the adoption of appropriate planned protection measures.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County of Chesterfield this 13th day of April 2005 that it hereby adopts the Chesterfield County Emergency Operations Plan with annexes as written as the necessary basic plan for county emergency management.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.5.d.

Subject:

Resolution Recognizing Mrs. Deborah C. Franciscus, Police Department,
Upon Her Retirement

County Administrator's Comments:

County Administrator: _____

A handwritten signature, likely of the County Administrator, is written over the line.

Board Action Requested:

The adoption of the attached resolution.

Summary of Information:

Deborah C. Franciscus retired from the Police Department after having
provided 23 years of service to the citizens of Chesterfield County.

Preparer: _____

Colonel Carl R. Baker

Title: _____

Chief of Police

Attachments:



Yes



No

000072

RECOGNIZING MRS. DEBORAH C. FRANCISCUS UPON HER RETIREMENT

WHEREAS, Mrs. Deborah C. Franciscus began her public service with Chesterfield County as Dispatcher in the Police Department on August 17, 1981 and has faithfully served the county for twenty-three years; and

WHEREAS, Mrs. Franciscus has served the Police Department in the capacity of Dispatcher, Police Aide, Sr. Clerk Typist, Secretary, and Administrative Secretary; and

WHEREAS, Mrs. Franciscus was the recipient of the 1995 Mason T. Chalkley Civilian Employee of the Year Award in recognition of her dedicated work and professionalism; and

WHEREAS, Mrs. Franciscus has received numerous letters of appreciation and thanks for the excellent customer service she has provided to her fellow employees, the citizens of Chesterfield County, and members of outside agencies who were visitors to the Eanes-Pittman Public Safety Training Center; and

WHEREAS, Mrs. Franciscus has been instrumental in the successful organization of Police Academy Graduations, the Police Retiree's picnics, and various other functions, for many years; and

WHEREAS, Mrs. Franciscus displayed excellent organizational skills while providing assistance with the Public Safety Communications System project, for which she was recognized for her "unflinching support of the project and the team members"; and

WHEREAS, Chesterfield County and the Board of Supervisors will miss Mrs. Franciscus' diligent service.

NOW, THEREFORE, BE IT RESOLVED, that the Chesterfield County Board of Supervisors hereby recognizes Mrs. Deborah C. Franciscus and extends on behalf of its members and the citizens of Chesterfield County appreciation for her dedicated service to the county.

AND, BE IT FURTHER RESOLVED, that a copy of this resolution be presented to Mrs. Franciscus, and that this resolution be permanently recorded among the papers of this Board of Supervisors of Chesterfield County.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.5.e.

Subject:

Resolution Recognizing April 10-16, 2005 as "National Public Safety Telecommunications Week" in Chesterfield County

County Administrator's Comments:

County Administrator: _____

A handwritten signature, likely of the County Administrator, is written over the line.

Board Action Requested:

Adoption of attached resolution.

Summary of Information:

Staff requests that the Chesterfield County Board of Supervisors publicly declare the week of April 10-16, 2005 as "National Public Safety Telecommunications Week" in Chesterfield County, in honor of the men and women whose diligence and professionalism keep our county and citizens safe.

Preparer: Barbara H. Mayfield

Title: Director

Attachments:



Yes



No

000074

RECOGNIZING APRIL 10-16, 2005, AS "NATIONAL PUBLIC
SAFETY TELECOMMUNICATIONS WEEK"

WHEREAS, Emergency Communications Officers are the first and most critical contact our citizens have with emergency services; and

WHEREAS, Chesterfield County citizens depend on the skill, expertise, and commitment of these communications professionals; and

WHEREAS, Emergency Communications Officers are the single vital link for our police officers, sheriff deputies, animal control units, firefighters and emergency medical personnel by monitoring their activities by radio, providing them information and ensuring their safety; and

WHEREAS, Emergency Communications Officers of the Chesterfield Emergency Communications Center have contributed substantially to the apprehension of criminals, suppression of fires and treatment of patients; and

WHEREAS, each Emergency Communications Officer has exhibited compassion, understanding and professionalism during the performance of their job in the past year.

NOW, THEREFORE, BE IT RESOLVED, that the Chesterfield County Board of Supervisors recognizes the week of April 10-16, 2005, as "National Public Safety Telecommunications Week" in Chesterfield County, in honor of the men and women whose diligence and professionalism keep our county and citizens safe.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.6.a.

Subject: Acceptance of a Parcel of Land Along the East Right of Way Line of Old Stage Road from William H. Parsons, III and Elizabeth D. Parsons

County Administrator's Comments: *Recommend Approval*

County Administrator: *LBR*

Board Action Requested: Accept the conveyance of a parcel of land containing 0.035 acres from William H. Parsons, III and Elizabeth D. Parsons, and authorize the County Administrator to execute the deed.

Summary of Information:

Staff requests that the Board of Supervisors accept the conveyance of a parcel of land containing 0.035 acres along the east right of way line of Old Stage Road (State Route 732). This dedication is for a turn lane for Battery Dantzler Road and Court.

Approval is recommended.

District: Bermuda

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

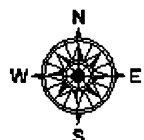
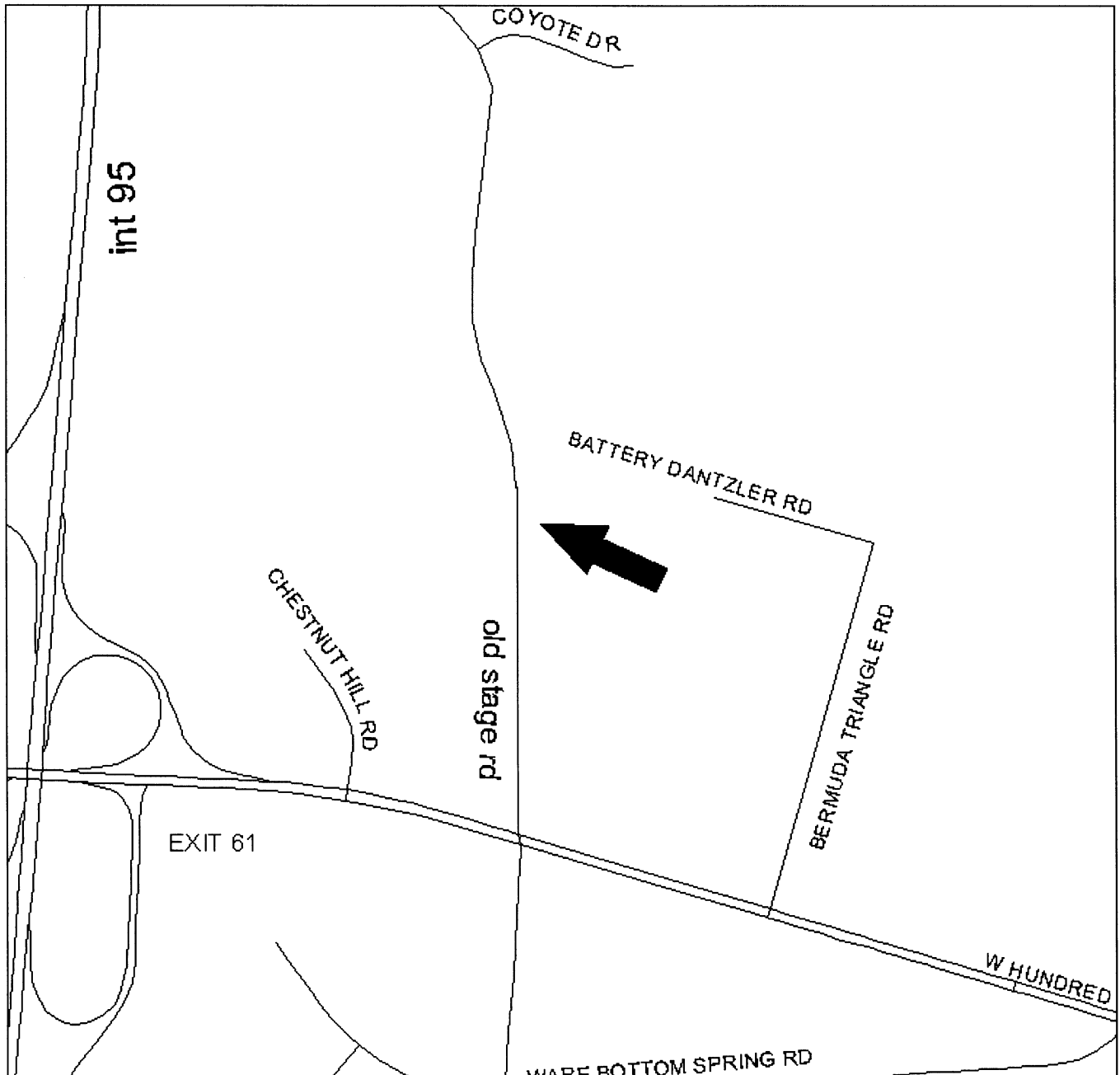


No

000076

VICINITY SKETCH

**ACCEPTANCE OF A PARCEL OF LAND ALONG THE EAST
RIGHT OF WAY LINE OF OLD STAGE ROAD FROM
WILLIAM H PARSONS III AND ELIZABETH D PARSONS**



Chesterfield County Department of Utilities



1 inch equals 666.67 feet

000077

NAD 83

ARCHIE L. LYNCH
DB 985 PG 279
PIN No. 803-655-7579-00000
12501 OLD STAGE RD.

WILLIAM H. PARSONS, III &
ELIZABETH D. PARSONS
DB 4457 PG 459
PIN No. 803-655-7963-00000
12505 OLD STAGE RD

BURK L AND BARBARA P. BABCOCK
DB 1040 PG 491
PIN No. 803-655-6947-00000
12509 OLD STAGE RD

**10' DEDICATION
0.035 AC.**

3655690.262
11803636.512

OLD STAGE ROAD
(ST. RTE. 732)
(VARIABLE WIDTH R/W)

1368 1/2 TO THE N/L
OF ST. RTE. 10
3655538.740
11803636.958

COMMONWEALTH OF VIRGINIA
Gene R. Watson
 GENE R. WATSON
 NO. 1655
 6-10-04
 LAND SURVEYOR

50 25 0 50 100
GRAPHIC SCALE: 1" = 50'

PLAT SHOWING A 0.035 ACRE PARCEL OF LAND TO BE DEDICATED TO THE COUNTY OF CHESTERFIELD ACROSS THE PROPERTY OF WILLIAM H. PARSONS III AND ELIZABETH D. PARSONS LOCATED IN THE BERMUDA DISTRICT, CHESTERFIELD COUNTY, VIRGINIA

GENE WATSON & ASSOCIATES, P.C.

4221 BONNIE BANK RD.

RICHMOND, VIRGINIA 23234

(804) 271-8038

REV.: 06-10-04
DATE: 03-22-04

FILE: CBT-5619RW4

SCALE: 1" = 50'

JN 5846RW4

000078



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.6.b.

Subject: Acceptance of a Parcel of Land Along the West Right of Way Line of Iron Bridge Road from Shoosmith Brothers, Incorporated

County Administrator's Comments:

Recommend Approval

County Administrator: _____

LBH

Board Action Requested: Accept the conveyance of a parcel of land containing 0.18 acres along the west right of way line of Iron Bridge Road (State Route 10) from Shoosmith Bros., Inc., and authorize the County Administrator to execute the deed.

Summary of Information:

It is the policy of the county to acquire right of way whenever possible through development to meet the ultimate road width as shown on the County Thoroughfare Plan. The dedication of this parcel conforms to that plan, and will decrease the right of way costs for road improvements when constructed.

District: Dale

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

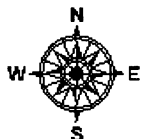
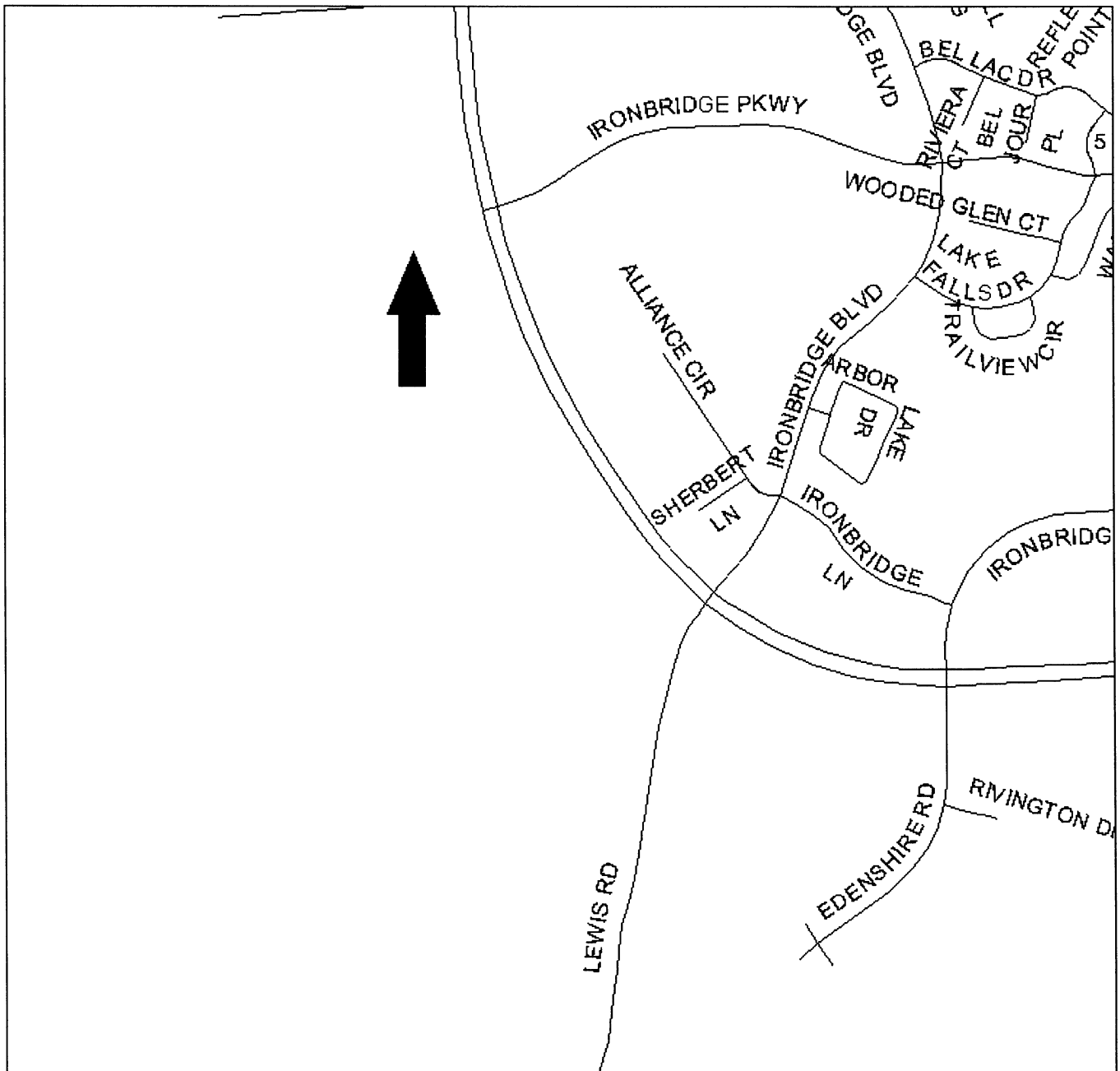


No

#000079

VICINITY SKETCH

ACCEPTANCE OF A PARCEL OF LAND ALONG
THE WEST RIGHT OF WAY LINE OF IRON
BRIDGE ROAD FROM SHOOSMITH BROS INC



Chesterfield County Department of Utilities

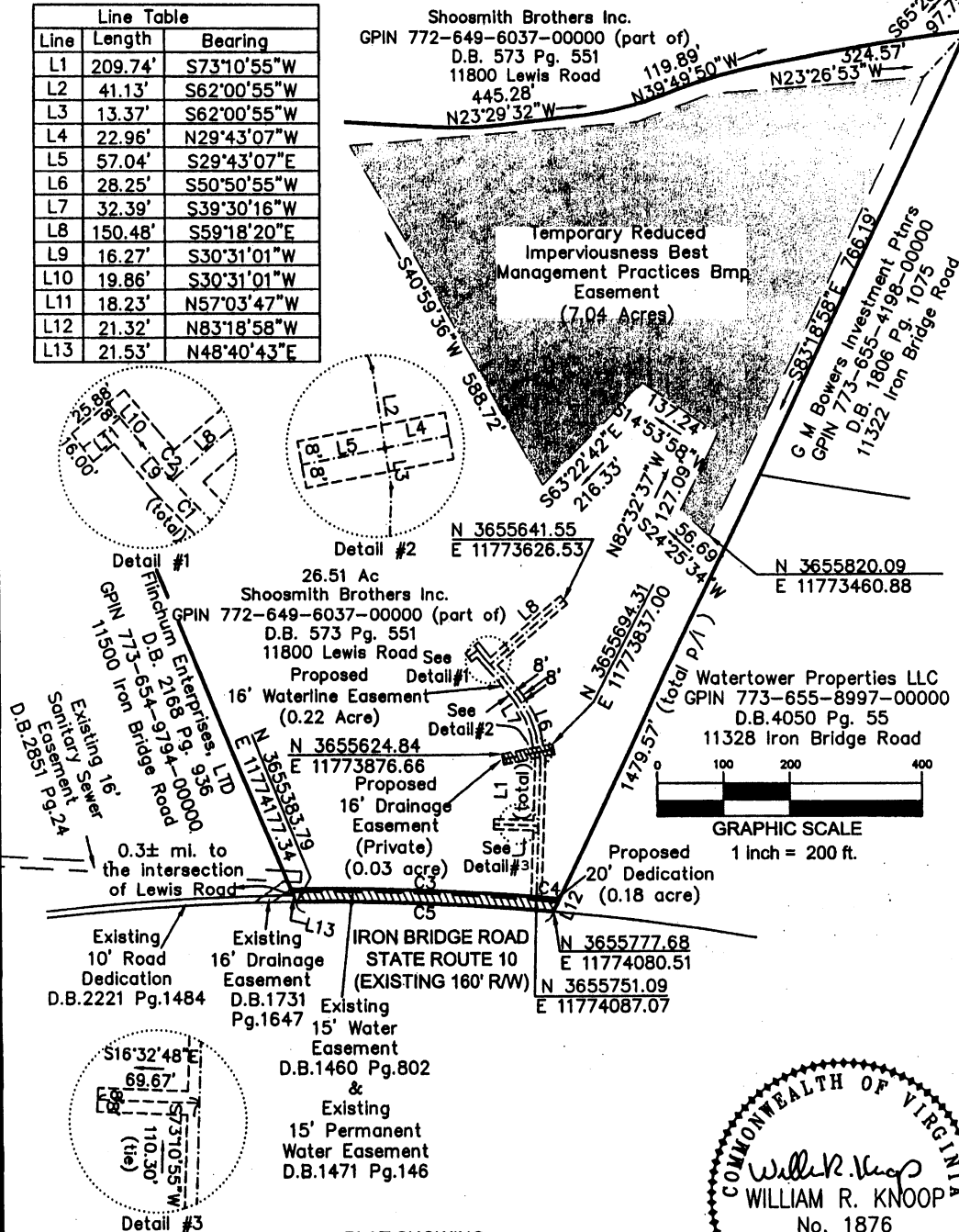
1 inch equals 625.00 feet



000080

Curve Table						
Curve	Length	Radius	Tangent	ChdBr	Chd	Delta
C1	67.90'	609.06'	33.99'	S29°11'57"W	67.87'	6°23'16"
C2	1.66'	609.06'	0.83'	S26°05'00"W	1.66'	0°09'21"
C3	413.76'	3899.72'	207.07'	S16°34'46"E	413.56'	6°04'45"
C4	35.90'	3899.72'	17.95'	S13°48'13"E	35.90'	0°31'39"
C5	396.30'	3879.72'	198.32'	S16°34'30"E	396.13'	5°51'09"

Line Table		
Line	Length	Bearing
L1	209.74'	S73°10'55"W
L2	41.13'	S62°00'55"W
L3	13.37'	S62°00'55"W
L4	22.96'	N29°43'07"W
L5	57.04'	S29°43'07"E
L6	28.25'	S50°50'55"W
L7	32.39'	S39°30'16"W
L8	150.48'	S59°18'20"E
L9	16.27'	S30°31'01"W
L10	19.86'	S30°31'01"W
L11	18.23'	N57°03'47"W
L12	21.32'	N83°18'58"W
L13	21.53'	N48°40'43"E



PLAT SHOWING
 A BMP EASEMENT,
 A 16' WATERLINE EASEMENT,
 A 16' DRAINAGE EASEMENT (PRIVATE),
 AND AN 0.18 ACRE PARCEL DEDICATION
 ACROSS THE PROPERTY OF SHOOSMITH BROTHERS, INC.
 DALE MAGISTERIAL DISTRICT
 CHESTERFIELD COUNTY, VIRGINIA

DATE: 1-20-05
 SCALE: 1" = 200'
 JOB NO: 04-009-00
 SHEET 1 OF 1

COUNTY PROJECT NO: 04-0451 and
 COUNTY SITE PLAN NO: 05-PR0184

**BARTHOL
 DESIGN
 ASSOCIATES, P.C.**
 CIVIL ENGINEERING & LAND SURVEYING
 550 Southlake Boulevard, Richmond, Virginia 23236
 Tel (804) 379-1840 * Fax (804) 379-1752

000081



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.6.c.

Subject: Acceptance of a Parcel of Land for Ramblewood Drive from PP&J Properties, LLC

County Administrator's Comments:

Recommend Approval

County Administrator: _____

[Signature]

Board Action Requested: Accept the conveyance of a parcel of land containing 0.619 acres for Ramblewood Drive (State Route 617) from PP&J Properties, LLC, and authorize the County Administrator to execute the deed.

Summary of Information:

It is the policy of the county to acquire right of way whenever possible through development to meet the ultimate road width as shown on the County Thoroughfare Plan. The dedication of this parcel conforms to that plan, and will decrease the right of way costs for road improvements when constructed.

District: Bermuda

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

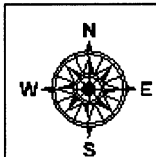
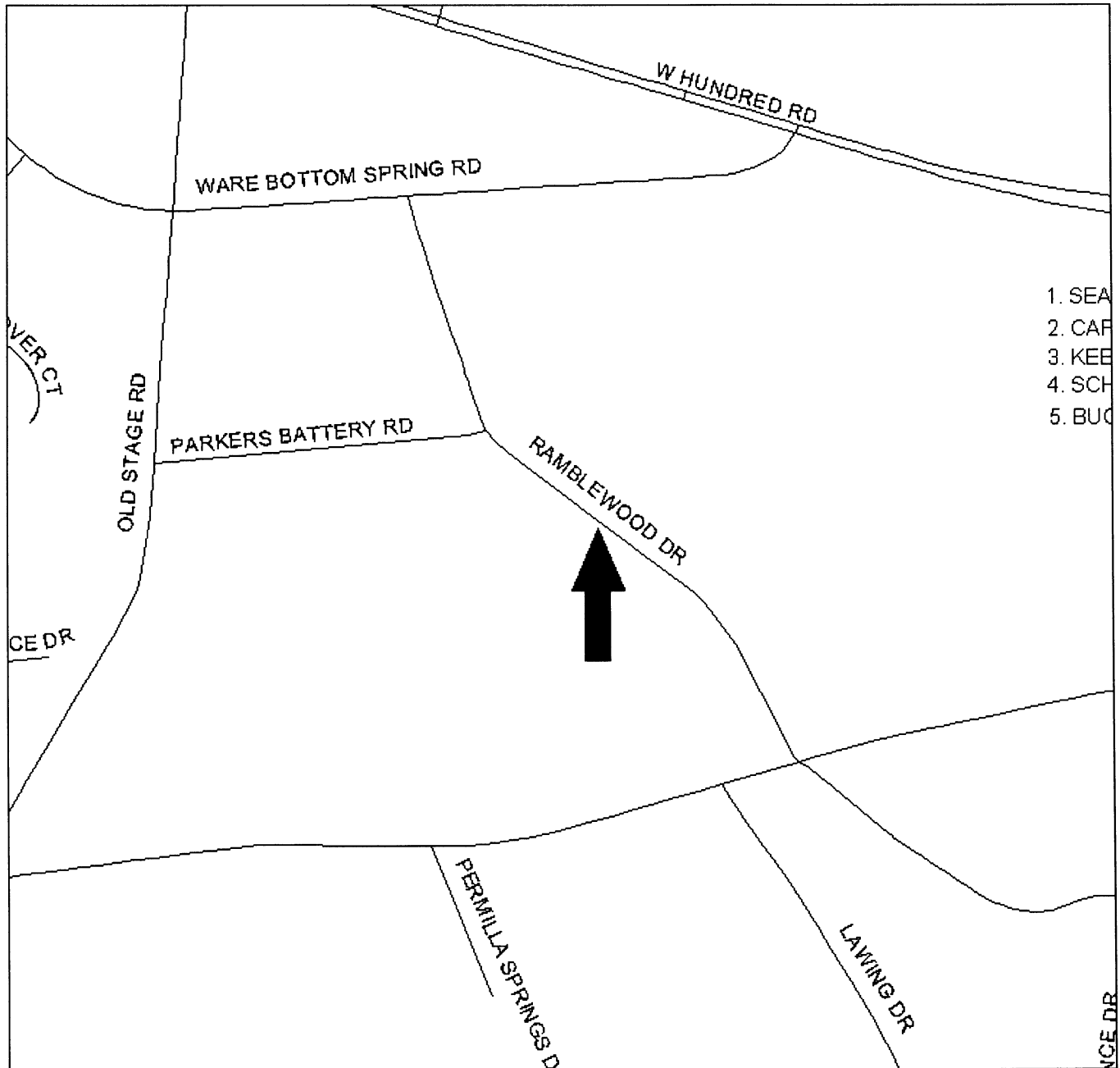


No

000082

VICINITY SKETCH

ACCEPTANCE OF A PARCEL OF LAND FOR RAMBLEWOOD DRIVE FROM PP&J PROPERTIES LLC



Chesterfield County Department of Utilities



1 inch equals 668.33 feet

000083



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.6.d.

Subject: Acceptance of a Parcel of Land Along the South Right of Way Line of Center Pointe Parkway from Bon Secours-Saint Francis Medical Center, Incorporated

County Administrator's Comments: *Recommend Approval*

County Administrator: _____ *[Signature]*

Board Action Requested: Accept the conveyance of a parcel of land containing 0.081 acres from Bon Secours-St. Francis Medical Center, Inc., and authorize the County Administrator to execute the deed.

Summary of Information:

Staff requests that the Board of Supervisors accept the conveyance of a parcel of land containing 0.081 acres along the south right of way line of Center Pointe Parkway). This dedication is for the development of Center Pointe Parkway Extension Phase III.

Approval is recommended.

District: Matoaca

Preparer: _____ John W. Harmon

Title: _____ Right of Way Manager

Attachments:



Yes

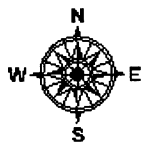
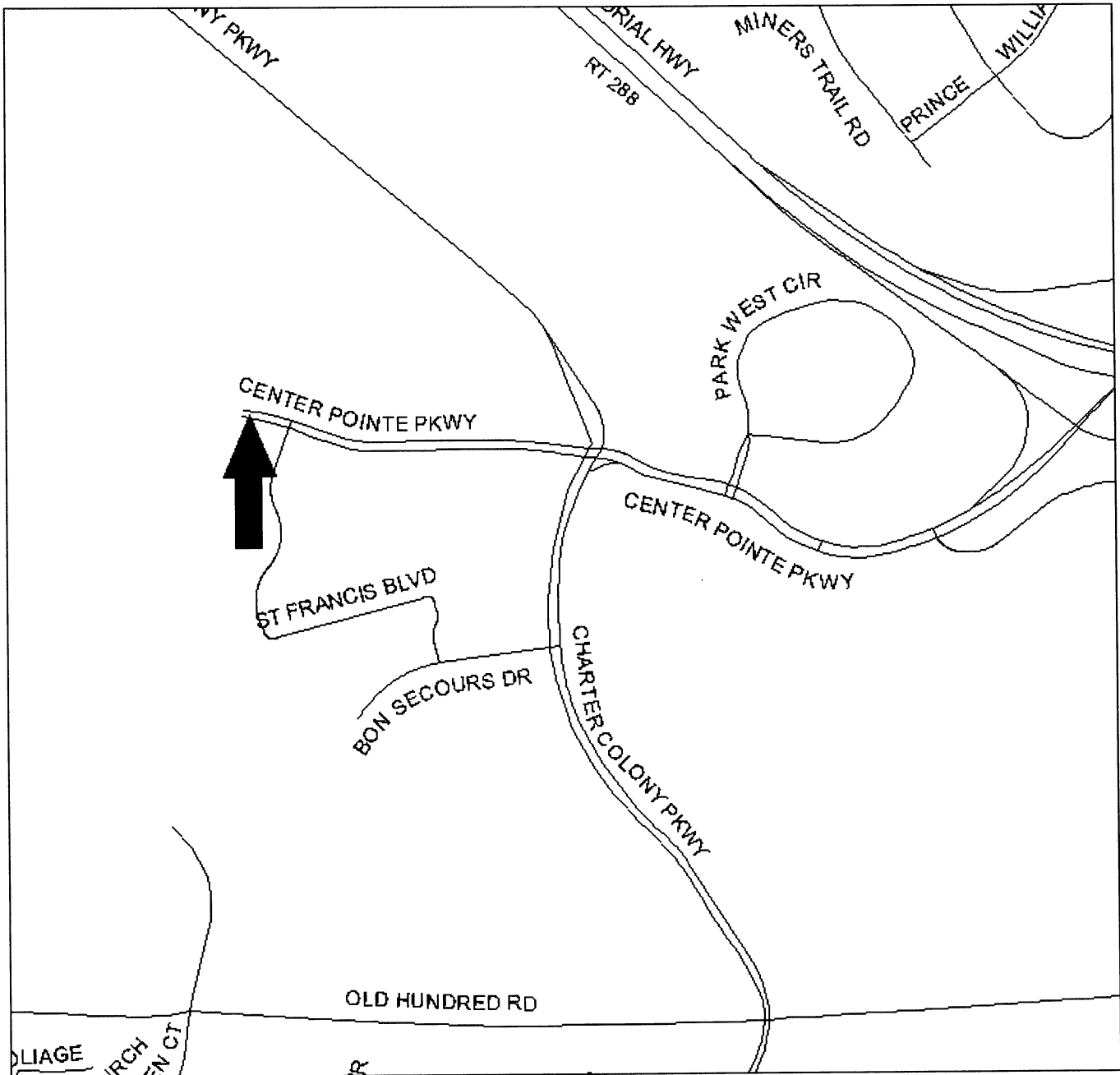


No

000085

VICINITY SKETCH

**ACCEPTANCE OF A PARCEL OF LAND ALONG THE SOUTH
RIGHT OF WAY LINE OF CENTER POINTE PARKWAY FROM
BON SECOURS-ST FRANCIS MEDICAL CENTER INC**



Chesterfield County Department of Utilities



1 inch equals 666.67 feet

000086

GC REAL ESTATE CORPORATION
D.B. 3503 PG. 662 (BY MERGER)
1250 CHARTER COLONY PARKWAY
TAX ID NO.: 726695317800000



NOTE:
THIS PLAT WAS PREPARED WITHOUT THE BENEFIT
OF A TITLE ORDER, THEREFORE ALL EXISTING
EASEMENTS MAY NOT BE SHOWN.

BON SECOURS-ST. FRANCIS MEDICAL
CENTER, INC.
D.B. 5472 PG. 642
13801 ST. FRANCIS BLVD.
TAX ID NO.: 726694034300000

BON SECOURS-
ST. FRANCIS MEDICAL CENTER, INC.
D.B. 5472 PG. 642
14051 ST. FRANCIS BLVD.
TAX ID NO.: 726695070600000

8" SANITARY SEWER
EASEMENT
DB: 4175 PG. 10
8" SANITARY SEWER
EASEMENT
DB: 4155 PG. 341

BON SECOURS-ST. FRANCIS MEDICAL
CENTER, INC.
D.B. 5472 PG. 642
13700 BON SECOURS DRIVE
TAX ID NO.: 726694876300000

BON SECOURS-ST. FRANCIS MEDICAL
CENTER, INC.
D.B. 5472 PG. 642
13779 CENTER POINTE PARKWAY
TAX ID NO.: 726695790600000



CO. PROJECT NO.: 05-0024
CO. SITE NO.: 05PM0255

PLAT SHOWING 0.081 ACRE OF LAND ON THE
SOUTH LINE OF CENTER POINTE PARKWAY TO BE
DEDICATED AND A VARIABLE WIDTH PERMANENT
VDOT SLOPE EASEMENT ACROSS THE PROPERTY OF
BON SECOURS-ST. FRANCIS MEDICAL CENTER, INC.

MATCOVA DISTRICT	Charlottesville County, Va
DATE: JAN 14, 2005	SCALE: 1"=60'
SHEET: 1 OF 1	J.N.: 22075
DRAWN BY: M.S.F.	CHECK BY: P.M.H.

25' TEMPORARY
DRAINAGE ESMT.
DB: 5816 PG. 862

25' TEMPORARY
DRAINAGE ESMT.
DB: 5816 PG. 862

25' PERM. VDOT
DRAINAGE ESMT.
DB: 5816 PG. 855

25' PERM. VDOT
DRAINAGE ESMT.
DB: 5816 PG. 855

25' PERM. VDOT
DRAINAGE ESMT.
DB: 5816 PG. 855

25' PERM. VDOT
DRAINAGE ESMT.
DB: 5816 PG. 855

25' PERM. VDOT
DRAINAGE ESMT.
DB: 5816 PG. 855

25' PERM. VDOT
DRAINAGE ESMT.
DB: 5816 PG. 855

25' PERM. VDOT
DRAINAGE ESMT.
DB: 5816 PG. 855

25' PERM. VDOT
DRAINAGE ESMT.
DB: 5816 PG. 855

CENTER POINTE PARKWAY
D.B. 5444 PG. 978 (VARIABLE WIDTH R/W)
D.B. 5816 PG. 859
D.B. 4443 PG. 363

LINE	BEARING	DISTANCE
L1	S71°01'00"W	13.23
L2	S81°24'33"E	37.22
L3	S17°38'03"W	10.15
L4	N00°12'08"E	5.20



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YOUR VISION ACHIEVED THROUGH DUE.

Site Development Residential Infrastructure Technology

VIRGINIA | NORTH CAROLINA | WEST VIRGINIA
THIS DOCUMENT PREPARED BY THE
REGISTERED OFFICE
11400 Commerce Center Drive | Richmond, VA 23238
Tel: 804.771.1140 Fax: 804.771.1141
www.timmons-engineering.com

000087



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 8.B.7.

Subject:

Approve a Change Order in the Amount of \$133,764 to Daniel and Company, Incorporated for the Replacement of Poor Soils at the Police Evidence Building

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested: Authorize the county administrator to execute a change order in the amount of \$133,764 to Daniel and Company Incorporated for the replacement of poor soils at the Police Evidence Building.

Summary of Information: During the excavation of the building site a large former trash and borrow pit was discovered that required complete excavation and replacement with soils that were approved in the specifications. Total costs for this effort involving approximately 5,500 cubic yards was \$133,764.

Preparer: Francis M. Pitaro

Title: Director, Department of General Services

Attachments:

☐

Yes

☒

No

#000088



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: April 13, 2005

Budget and Management Comments:

This item requests that the Board execute a change order in the amount of \$133,764 to Daniel and Company Incorporated for the replacement of poor soils at the Police Evidence Storage Facility, currently under construction. Staff believes the current project contingency will be sufficient to cover the cost of this work.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

000089



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 8.B.8.a.

Subject: Award of Construction Contract for County Project #03-0033,
Chester Road Water Line Rehabilitation

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested: The Board of Supervisors is requested to award the construction contract to Godsey & Son, Inc. in the amount of \$872,895 and authorize the County Administrator to execute the necessary documents.

Summary of Information:

This project consists of construction of approximately 7,950 feet of 12-inch water line and associated appurtenances.

Staff received two (2) bids ranging from \$872,895 to \$1,285,910. Godsey & Son, Inc. submitted the lowest bid in the amount of \$872,895. The County's engineering consultant, URS Corporation, has evaluated the bids and recommends award of the contract to the low bidder.

Funds are available in the current CIP.

District: Bermuda

Preparer: Roy E. Covington Title: Assistant Director

Attachments:

☐

Yes

☒

No

#

000090



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: April 13, 2005

Budget and Management Comments:

This item requests that the Board award a construction contract to Godsey & Son, Inc. in the amount of \$872,895 to construct approximately 7,950 feet of water line and associated appurtenances in the area of Chester Road. Sufficient funds are available in the current Utilities Capital Improvement Plan to award the contract.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

000091



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 8.B.8.b.

Subject: Award of Construction Contract for County Project #05-0014
Repairs to the Falling Creek Dam

County Administrator's Comments: *Recommend Approval*

County Administrator: _____ *[Signature]*

Board Action Requested: The Board of Supervisors is requested to award the construction contract to United Unlimited Construction, Inc., in the amount of \$346,394 and authorize the County Administrator to execute the necessary documents.

Summary of Information:

This project consists of replacement of the damaged catwalk, ladder, fencing, electrical equipment and installation of new instrumentation.

Staff received one (1) bid in the amount of \$346,394. The bid was submitted by United Unlimited Construction, Inc. The County's engineering consultant, Michael Baker Jr., Inc. has evaluated the bid and recommends award of the contract to United Unlimited Construction, Inc.

This project will be funded by the operating budget.

District: Dale

Preparer: _____ Roy E. Covington _____ **Title:** _____ Assistant Director _____

Attachments:

☐

Yes

☒

No

000092



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: April 13, 2005

Budget and Management Comments:

This item requests that the Board award a construction contract in the amount of \$346,394 to United Unlimited Construction, Inc. for repairs to the Falling Creek Dam. Sufficient funding is available in the fiscal year 2005 water operating budget to award the contract.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

000093



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 3

Meeting Date: April 13, 2005

Item Number: 8.B.8.c.

Subject: Award of Construction Contract for Route 360 (Swift Creek - Winterpock Road) Westbound Lane Widening Project

County Administrator's Comments: *Recommend Approval*

County Administrator: *ABP*

Board Action Requested: The Board is requested to authorize the County Administrator to award a construction contract, up to \$3,100,000, to the lowest responsible bidder, for the Route 360 (Swift Creek - Winterpock Road) Westbound Lane Widening Project.

Summary of information: In 1999, the Board authorized the County Administrator to execute a customary highway project administration agreement with VDOT for the Route 360 widening project from Swift Creek to Winterpock Road. Numerous delays have occurred on the project. On March 22, 2005, the County Administrator met with VDOT's Commissioner and requested authorization to immediately advertise the westbound lane widening section of the project. Staff is hopeful we will receive authorization within a few days.

In order to expedite the construction of the project, staff is requesting the Board's authorization for the County Administrator, upon VDOT's authorization, to proceed with the project advertisement to award a construction contract, up to \$3,100,000, to the lowest responsible bidder.

Preparer: R.J. McCracken
Agen592

Title: Director of Transportation

Attachments:



Yes



No

#

000094

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 3

Summary of Information: (Continued)

RECOMMENDATION: Staff recommends the Board authorize the County Administrator to award a construction contract, up to \$3,100,000, to the lowest responsible bidder, for the Route 360 (Swift Creek to Winterpock Road) Westbound Lane-Widening Project.

District: Clover Hill and Matoaca

000095



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 3 of 3

Meeting Date: April 13, 2005

Budget and Management Comments:

This request is to award a construction contract up to \$3.1 million to the lowest responsible bidder for the Route 360 (Swift Creek to Winterpock Road) Westbound Lane Widening Project. Funds are available in the project to award this contract.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

000096

**Route 360 (Swift Creek – Winterpock Road)
Westbound Lane Widening**

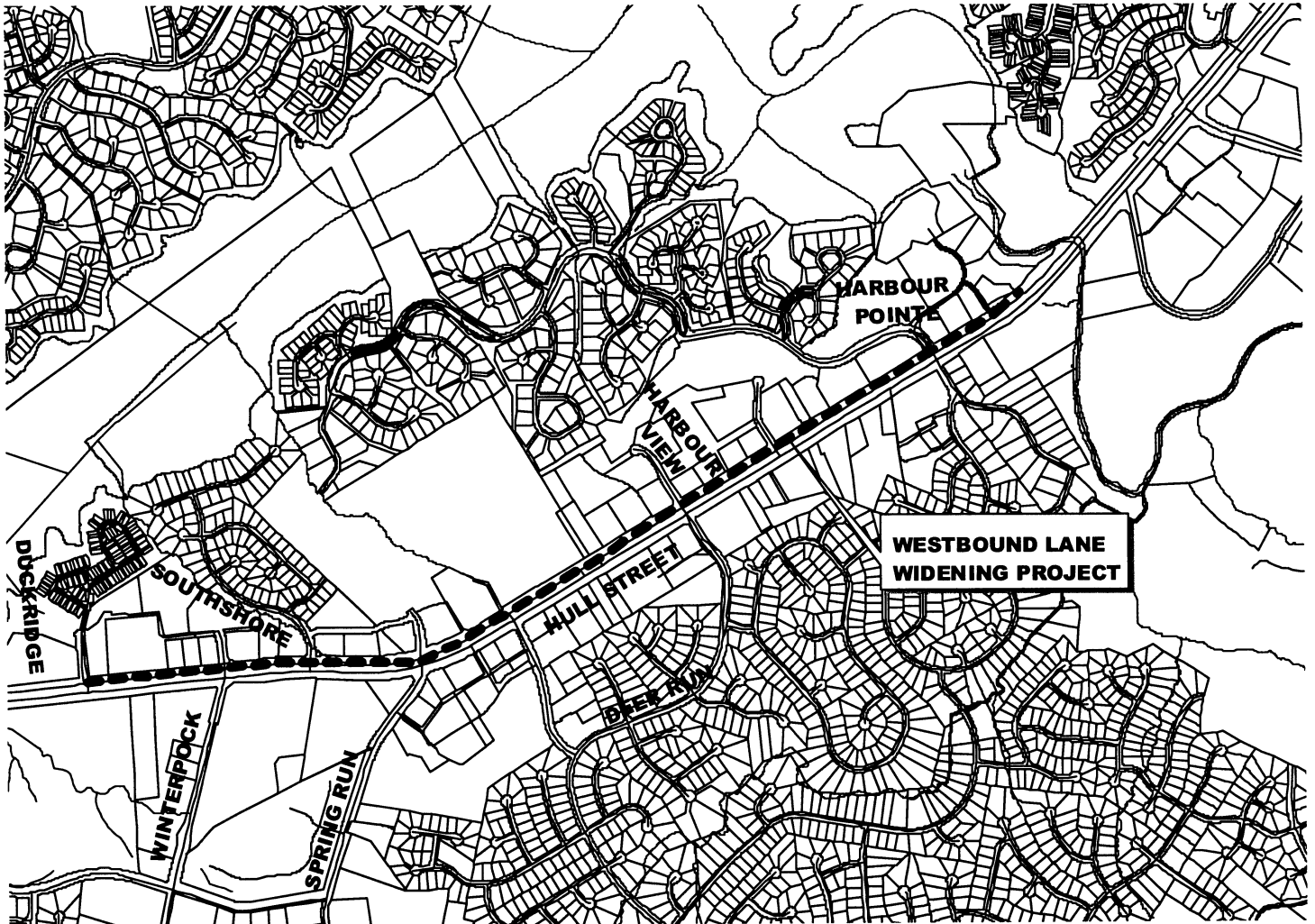
Project Budget

	ESTIMATED COST
Preliminary Engineering	\$900,000
Right-of-Way	\$670,000
Road Construction	\$3,001,926
Construction Contingency	\$300,193
Total	\$4,872,119

APPROPRIATIONS

January 13, 1999 (Anticipated VDOT Reimbursements)	\$700,000
October 10, 2001 (Anticipated VDOT Reimbursements)	\$5,800,000
Total	\$6,500,000

ROUTE 360 (SWIFT CREEK – WINTERPOCK) WESTBOUND LANE WIDENING





**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.9.a.

Subject: Conveyance of an Easement to Virginia Electric and Power Company

County Administrator's Comments: *Recommend Approval*

County Administrator: _____

JHR

Board Action Requested: Authorize the Chairman of the Board of Supervisors and the County Administrator to execute an easement agreement with Virginia Electric and Power Company for underground cable to serve the Enon Water Pump Station at 15701 Happy Hill Road.

Summary of Information:

Staff recommends that the Board of Supervisors authorize the Chairman of the Board of Supervisor and the County Administrator to execute an easement agreement with Virginia Electric and Power Company for underground cable to serve the Enon Water Pump Station at 15701 Happy Hill Road.

District: Bermuda

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

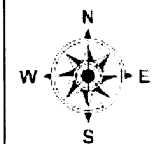
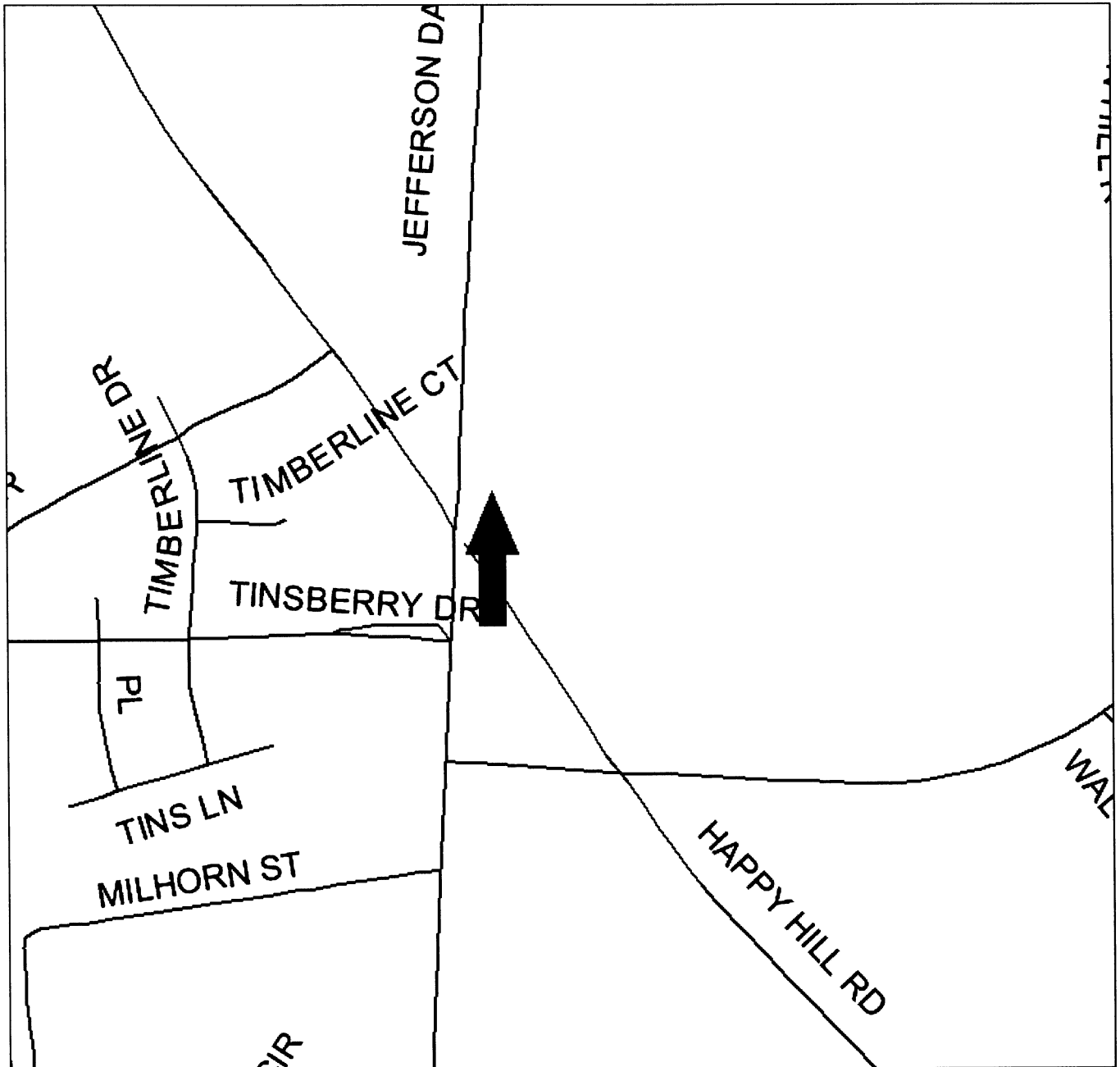


No

000099

VICINITY SKETCH

CONVEYANCE OF AN EASEMENT TO VIRGINIA ELECTRIC AND POWER COMPANY

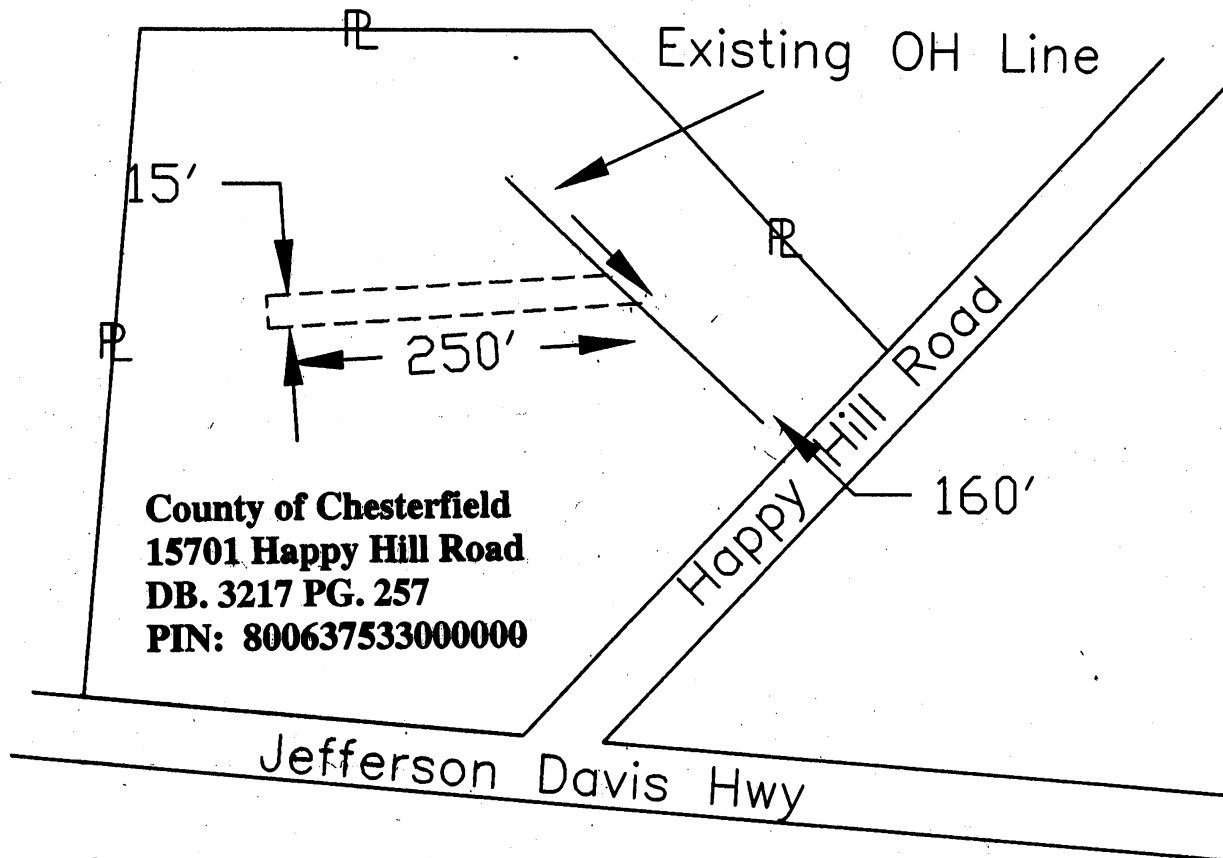


Chesterfield County Department of Utilities



1 inch equals 416.67 feet

000100



Owner:
County of Chesterfield
GPIN-800-637-5330-00000

Plat No: 00-05-0055



Legend

- Location of Boundary Lines of Right-of-Way
- ==>== Indicates Property Line is Right-of-Way Boundary

Plat to Accompany Right-of-Way Agreement		
VIRGINIA ELECTRIC AND POWER COMPANY		
doing business as		
Dominion Virginia Power UG		
District		
PETERSBURG		
District-Township-Borough	County-City	State
BERMUDA	CHESTERFIELD	VA
Office	Plat Number	
CENTRAL	00-05-0055	
Estimate Number	Grid Number	
5991996	M0238	
Date	By	



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.9.b.

Subject: Conveyance of an Easement to Virginia Electric and Power Company

County Administrator's Comments: *Recommend Approval*

County Administrator: _____

LJR

Board Action Requested: Authorize the Chairman of the Board of Supervisors and the County Administrator to execute an easement agreement with Virginia Electric and Power Company for underground cable to serve the new Police Storage building.

Summary of Information:

Staff recommends that the Board of Supervisors authorize the Chairman of the Board of Supervisors and the County Administrator to execute an easement agreement with Virginia Electric and Power Company for underground cable to serve the new Police Storage building.

District: Dale

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

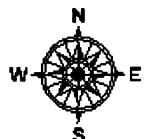
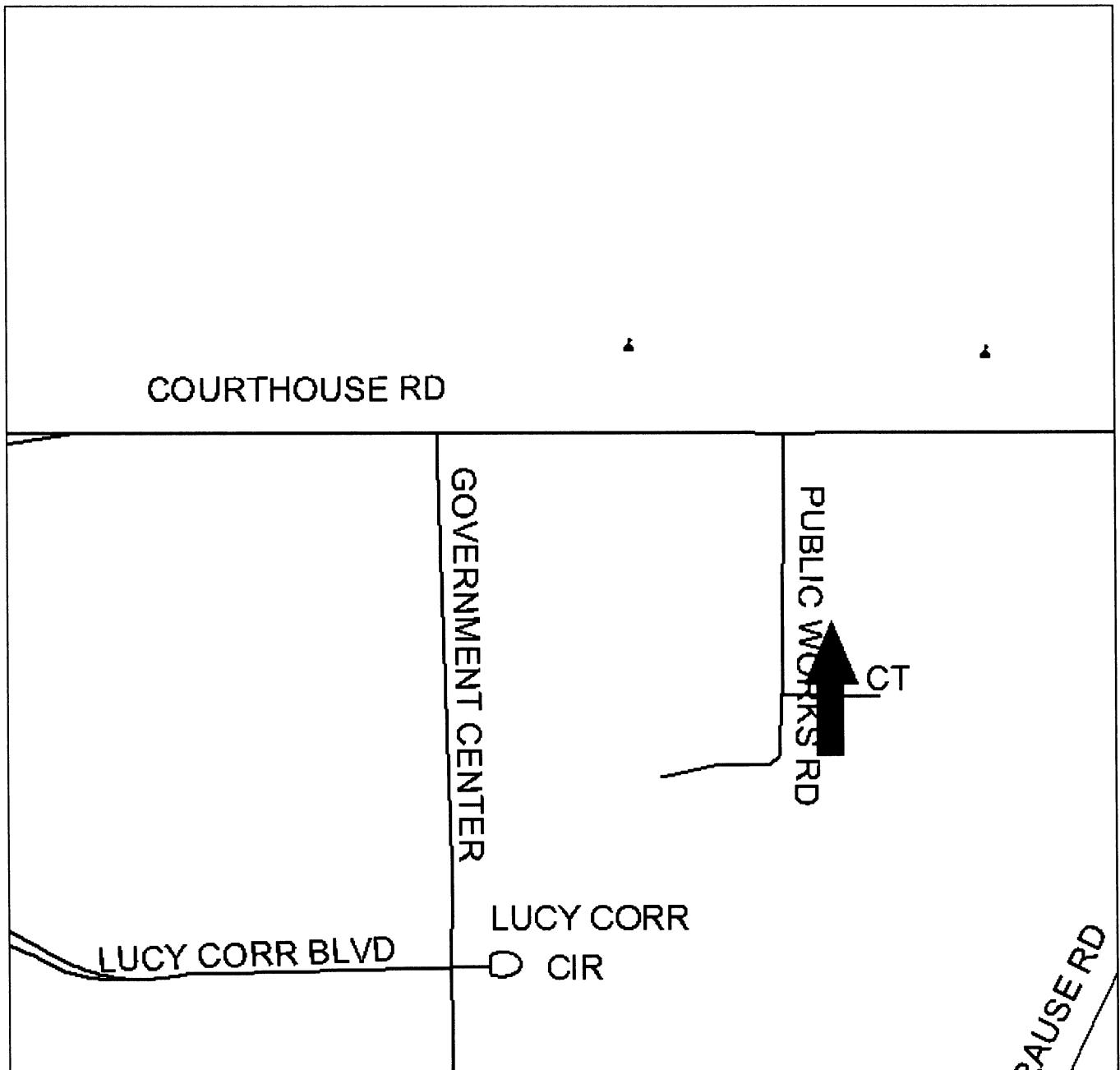


No

000102

VICINITY SKETCH

CONVEYANCE OF AN EASMENT TO VIRGINIA ELECTRIC
AND POWER COMPANY



Chesterfield County Department of Utilities



1 inch equals 416.67 feet

000103

773-665-2523.00000

COURTHOUSE RD

RT 10

550'±

PUBLIC WORKS DR.

County of Chesterfield
9401 Lucy Corr Drive
DB. 929 PG. 104
PIN: 773665252300000

EXISTING 15' R/W U.G.

380'±

15'

CHESTERFIELD
POLICE STORAGE
BLDG.

15'

80'

PLAT NO: 05050022



VIRGINIA POWER

Virginia Electric and Power Company

Plat to Accompany
Right of Way Agreement

COR 16

District

MIDDLETON

District-Township-Borough

County-City

State

CHESTERFIELD VA

Office

MIDD

Plat Number

05050022

Estimate Number

5958877

Grid Number

L2342

Date

By

Legend

Location of Boundary Lines of Right of Way

Form No. 720489 (Dec 87)
Printed by 875461/191

000104



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.10.a.

Subject: Request Permission for a Proposed Row of Shrubs to Encroach Within a Fifty-Foot Unimproved Right of Way Known as Applewood Lane

County Administrator's Comments:

Recommend Approval

County Administrator: _____

LJR

Board Action Requested: Grant Winifred G. Rogers, Trustee, permission for a proposed row of shrubs to encroach within a 50' unimproved right of way known as Applewood Lane, subject to the execution of a license agreement.

Summary of Information:

Winifred G. Rogers, Trustee has requested permission for a proposed row of shrubs to encroach within a 50' unimproved right of way known as Applewood Lane. This request has been reviewed by staff and approval is recommended.

District: Bermuda

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

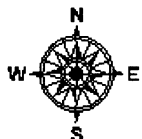
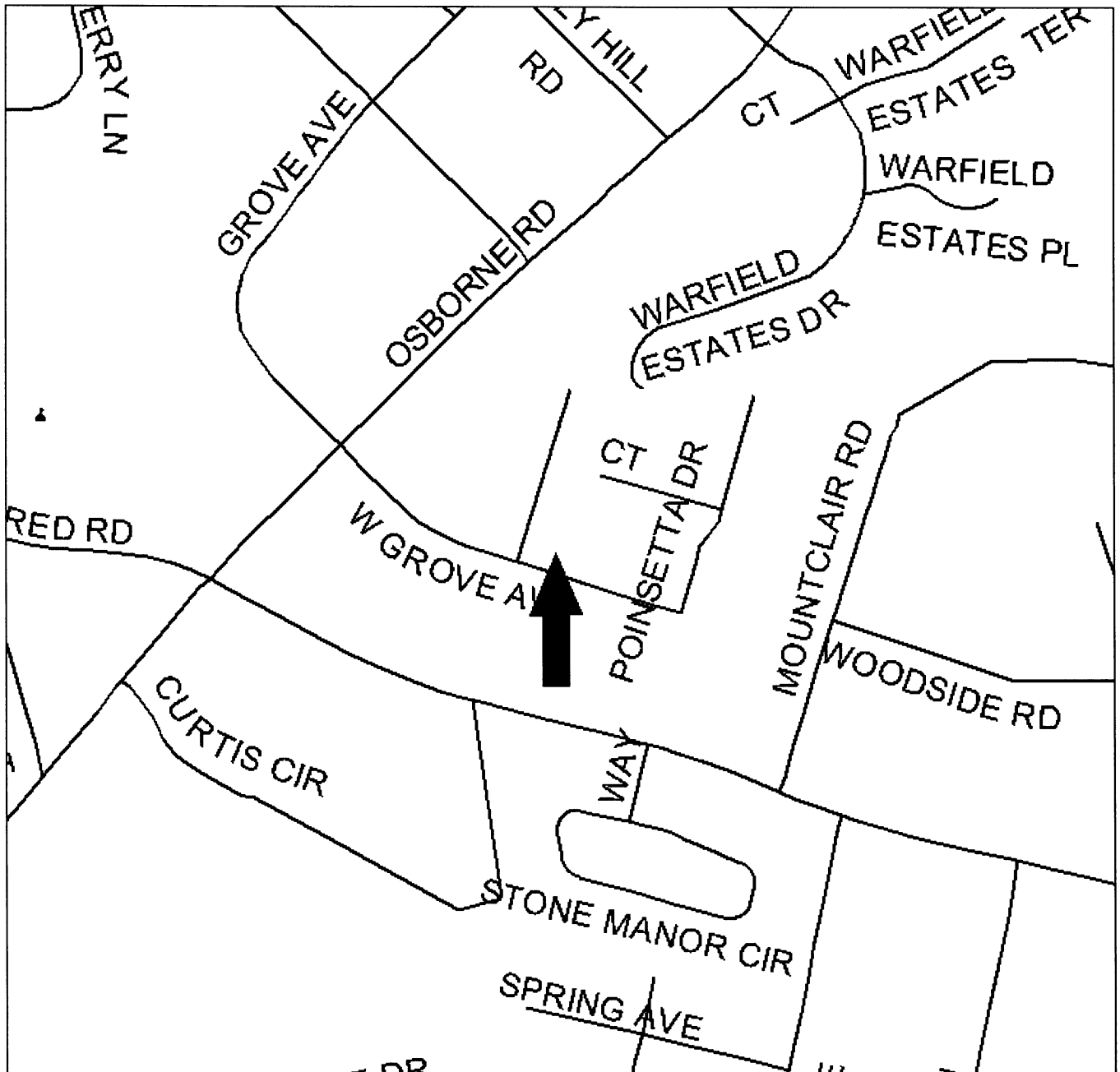


No

000105

VICINITY SKETCH

**REQUEST PERMISSION FOR A PROPOSED ROW OF SHRUBS
TO ENCROACH WITHIN A FIFTY FOOT UNIMPROVED
RIGHT OF WAY KNOWN AS APPLEWOOD LANE**

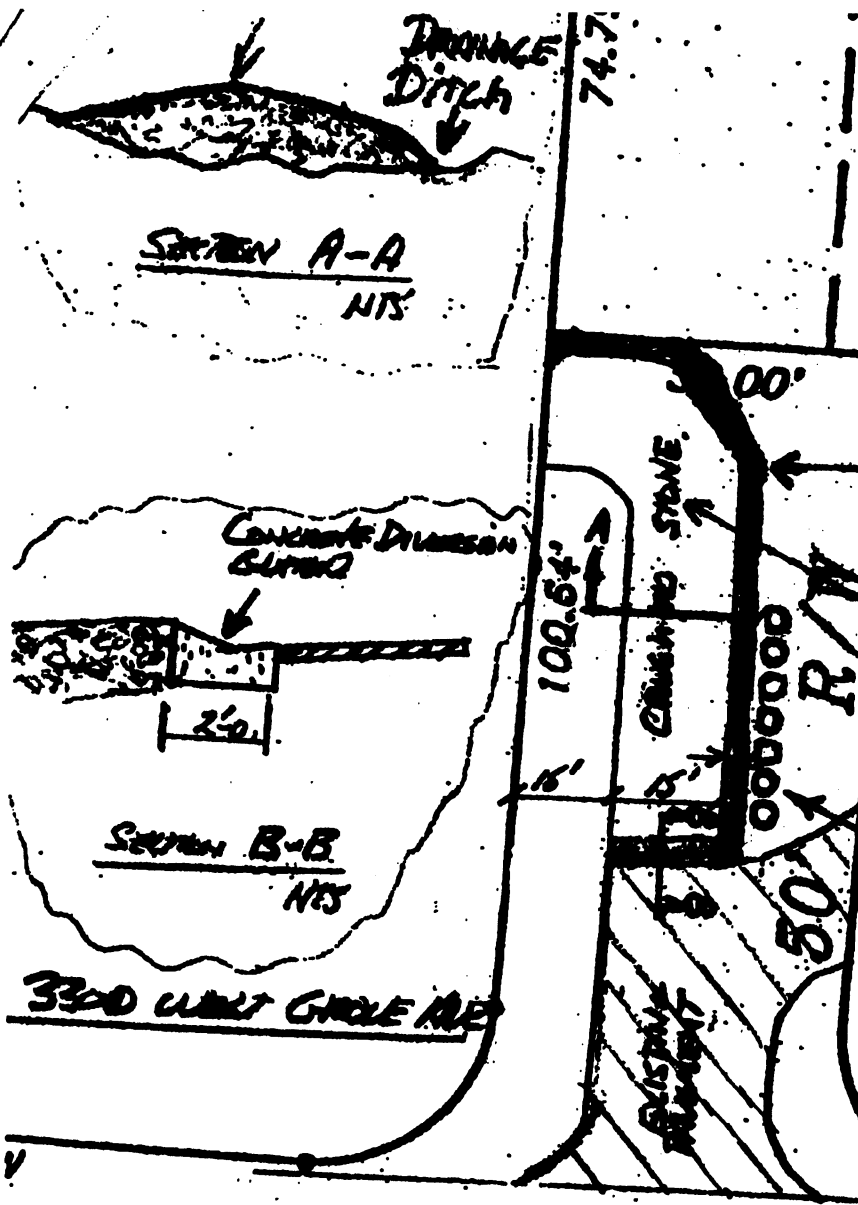


Chesterfield County Department of Utilities



1 inch equals 416.67 feet

000106



Winifred G. Rogers, Trustee
3230 West Grove Avenue
DB. 5393 PG. 254
PIN: 794656522300000

LICENSED AREA
PROPOSED ROW OF
HEDGES ALONG
ONE SIDE OF THE
DRIVEWAY AND
NOT WITHIN THE
DRAINAGE DITCH

AVENUE
#1527

PROPOSED RESTRICTION OF
EXISTING GRADE DRIVE
APPROVED DATE 9-17-04



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.10.b.

Subject: Request Permission to Install a Private Sewer Service Within a Private Easement to Serve Property at 10618 Hamlin Drive

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested: Grant J. Mac Homes, Inc., permission to install a private sewer service within a private easement and authorize the County Administrator to execute the sewer connection agreement.

Summary of Information:

J. Mac Homes, Inc., has requested permission to install a private sewer service within a private easement to serve property at 10618 Hamlin Drive. This request has been reviewed by staff and approval is recommended.

District: Bermuda

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

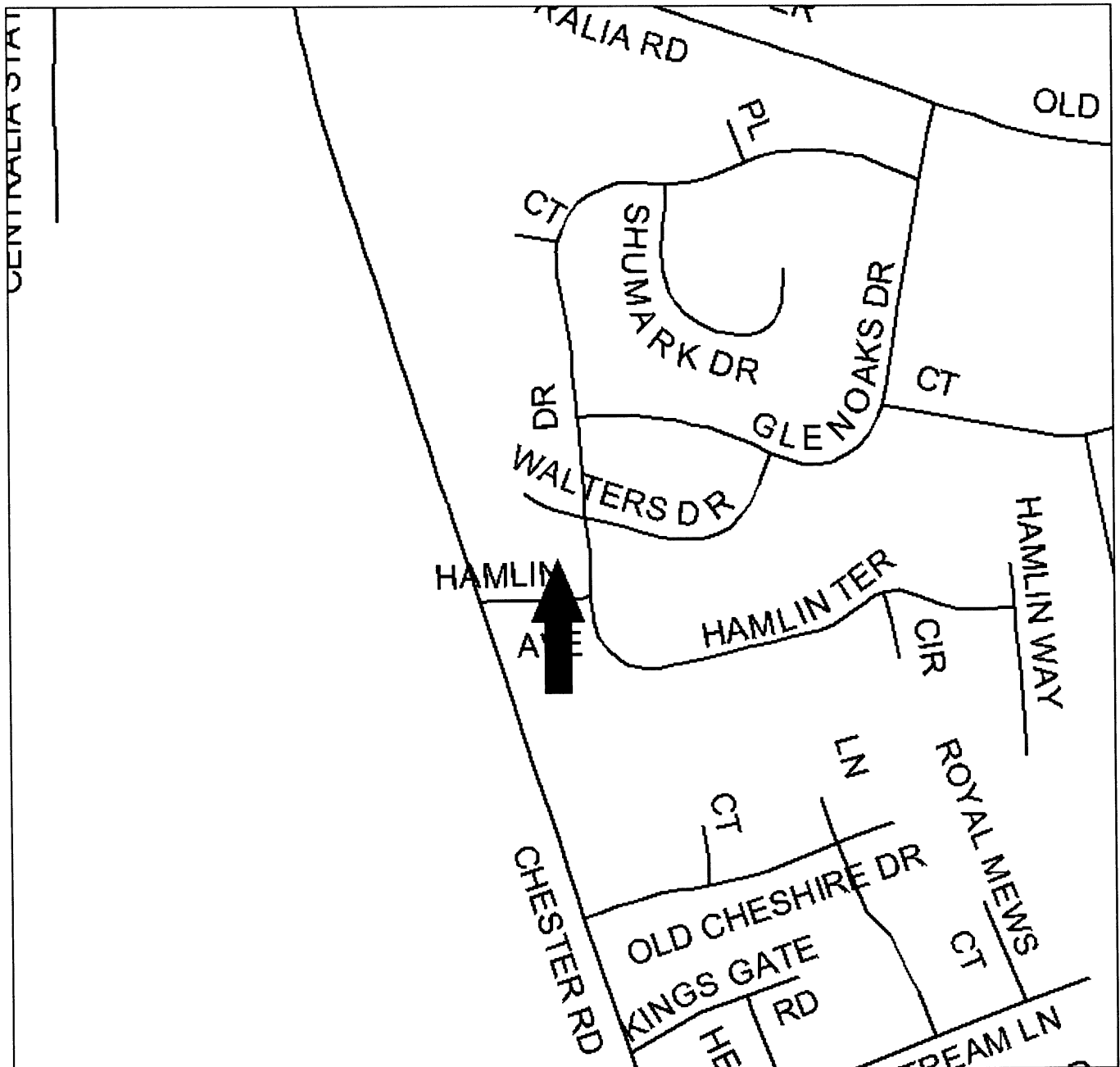


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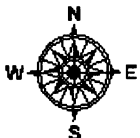
#000108

VICINITY SKETCH

REQUEST PERMISSION TO INSTALL A PRIVATE SEWER
SERVICE WITHIN A PRIVATE EASEMENT TO SERVE
PROPERTY AT 10618 HAMLIN DRIVE



Chesterfield County Department of Utilities



1 inch equals 416.67 feet

000109



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.11.

Subject: Authorization to Exercise Eminent Domain for the Acquisition of Offsite Sewer and Temporary Construction Easements for Bendahl Valley, Section A

County Administrator's Comments: *Recommend Approval*

County Administrator: *[Signature]*

Board Action Requested: Authorize the County Attorney to proceed with eminent domain and exercise immediate right of entry pursuant to Sections 15.2-1904 and 1905 of the Code of Virginia, and that the County Administrator be instructed to notify the owner by certified mail on April 15, 2005, of the County's intention to take possession of the easements.

Summary of Information:

On October 19, 2004, an offer of \$1,000.00 was made by the Right of Way Office to Otis P. Morris, Jr. and Elizabeth M. Morris, PIN: 780673256600000 for the purchase of a 16' permanent sewer easement and two 10' temporary construction easements for Bendahl Valley, Section A. Staff will continue to negotiate with the owner in an effort to reach a settlement.

District: Dale

Preparer: _____
John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

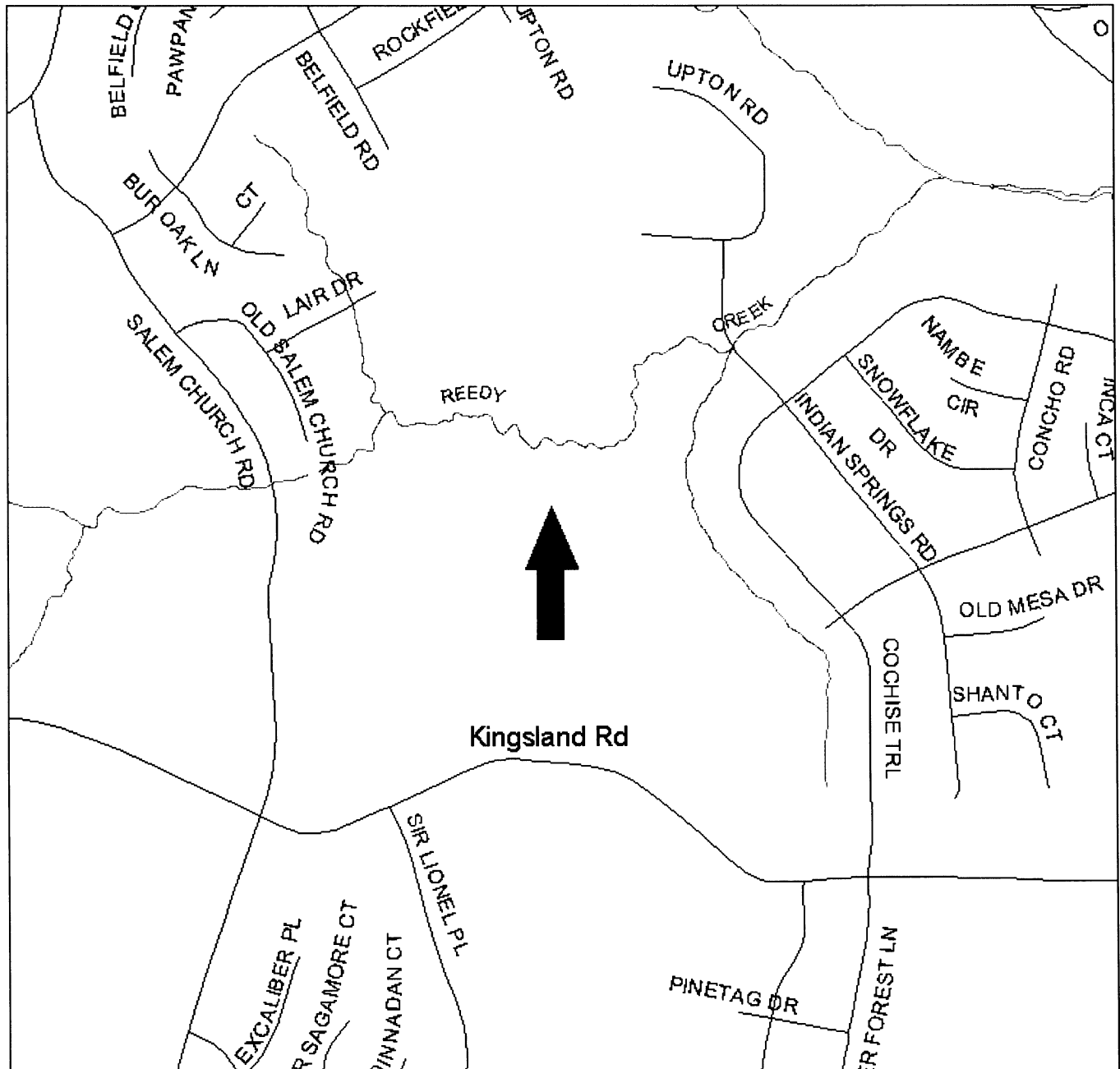


No

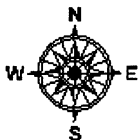
000111

VICINITY SKETCH

**AUTHORIZATION TO EXERCISE EMINENT DOMAIN FOR THE
ACQUISITION OF OFFSITE SEWER AND TEMPORARY
CONSTRUCTION EASEMENTS FOR BENDAHL VALLEY SECTION A**



Chesterfield County Department of Utilities

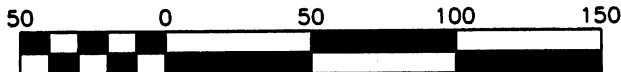
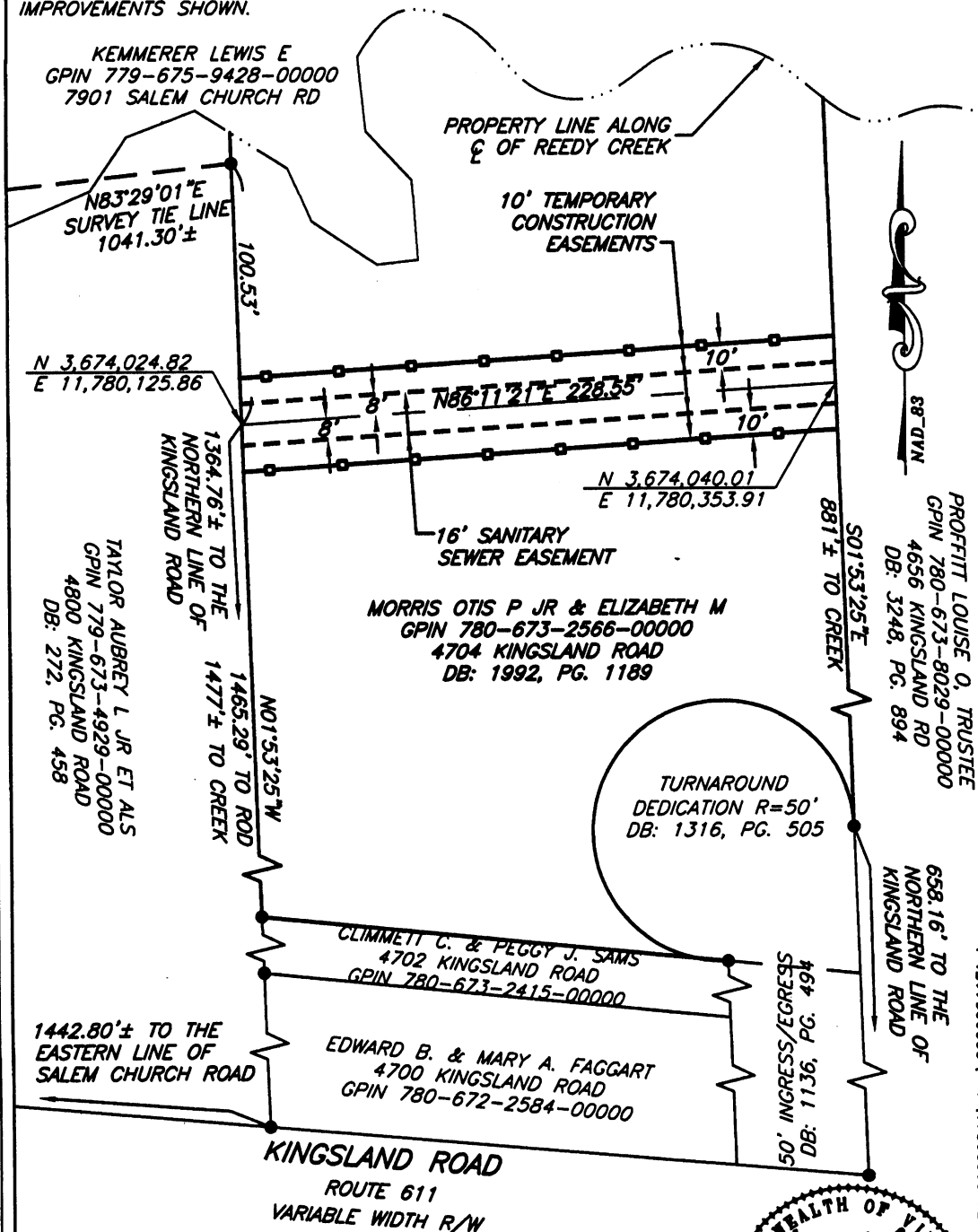


1 inch equals 666.67 feet



000112

NOTE: THIS PLAT WAS PREPARED WITHOUT THE BENEFIT OF A TITLE REPORT AND IS SUBJECT TO INFORMATION WHICH MAY BE DISCLOSED BY SUCH. NOT ALL EASEMENTS AND NO IMPROVEMENTS SHOWN.



Scale 1" = 50'

5/21/04-REVISIONS PER
COUNTY COMMENTS

DWG: JAB
CHK: MCT

DATE: 4/07/04

SCALE: 1"=50'

JOB NO: C0200241

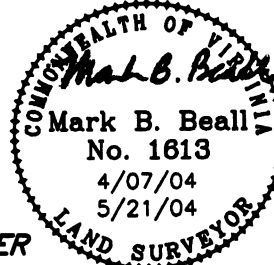
CO. PROJ# 04-0128

**PLAT SHOWING A 16' SANITARY SEWER
EASEMENT AND TWO 10' TEMPORARY
CONSTRUCTION EASEMENTS CROSSING THE
LANDS OF OTIS P JR & ELIZABETH M MORRIS**

**DALE DISTRICT
CHESTERFIELD COUNTY, VIRGINIA**

• PLANNERS • ARCHITECTS • ENGINEERS • SURVEYORS •

501 Branchway Road • Suite 100 • Richmond, Virginia 23236 • Phone (804) 794-0571 • Fax (804) 794-2635



C:\2002\11\DOBENDAH VALLEY\SURVEY C0200241.dwg | dwg | 11/24/2002 11:11:11 AM

00113



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 3

Meeting Date: April 13, 2005

Item Number: 8.B.12.

Subject: Transfer of Funds and Designation of Projects for the
FY2005 Supplemental Chesterfield Road Fund

County Administrator's Comments: *Recommend Approval*

County Administrator: *ASR*

Board Action Requested: The Board is requested to transfer \$63,810 from the General Road Improvements Account and designate Newbys Bridge Road east of Qualla Road and Branders Bridge Road (Carver Heights Drive to Bradley Bridge Road) as the FY05 Supplemental Chesterfield Road Fund Projects.

Summary of Information: The Virginia Department of Transportation (VDOT) has advised the County that \$63,810 in supplemental road funds is available for FY05. To maximize the amount of funding available for county road improvements, staff is recommending that the Board match VDOT's supplemental funds with a \$63,810 transfer from the General Road Improvements Account.

Staff recommends the supplemental allocation be designated for the Newbys Bridge Road east of Qualla Road and Branders Bridge Road (Carver Heights Drive to Bradley Bridge Road) as the FY05 Supplemental Chesterfield Road Fund Projects.

(Continued on next page)

Preparer: R.J. McCracken
agen594

Title: Director of Transportation

Attachments:



Yes



No

#000114

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 3

Summary of Information: (Continued)

Recommendation: Staff recommends that the Board:

1. Transfer \$63,810 from the General Road Improvements Account for the FY05 Supplemental Chesterfield Road Fund; and
2. Adopt the attached resolution designating the FY05 Supplemental Funds for the Newbys Bridge Road east of Qualla Road and Branders Bridge Road (Carver Heights Drive to Bradley Bridge Road) projects.

Districts: Bermuda and Dale

000115



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 3 of 3

Meeting Date: April 13, 2005

Budget and Management Comments:

This request is to transfer a total of \$63,810 from the county's General Road Improvements account to provide a FY2005 supplemental revenue sharing match for two road projects as follows: \$1,570 for Newbys Bridge Road (East of Qualla) and \$62,240 for Branders Bridge Road (Carver Heights Drive to Bradley Bridge Road). Sufficient funds are available in the General Road Improvements account to cover these transfers.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

000116

WHEREAS, Section 33.1-75.1 of the *Code of Virginia* permits the Commonwealth Transportation Board to make an equivalent matching allocation to any county for designations by the governing body of up to 25% or \$500,000, whichever is greater, of funds received by it during the current fiscal year pursuant to the “State and Local Fiscal Assistance Act of 1972” for use by the Commonwealth Transportation Board to construct, maintain, or improve primary and secondary highway systems within such county; and

WHEREAS, the Virginia Department of Transportation (VDOT) has notified the county that \$63,810 is the maximum amount of Chesterfield County funds that will be matched by the state as a supplemental FY05 allocation.

NOW, THEREFORE, BE IT RESOLVED, that the Chesterfield County Board of Supervisors has allocated \$63,810 from the General Road Improvements Account for the FY05 Supplemental Allocation Program and requests VDOT to provide an equivalent match.

AND, BE IT FURTHER RESOLVED that the FY05 Supplemental Matched Funds be allocated for the following projects:

	Newbys Bridge Road east of Qualla Road
	Right-of-way and Construction
\$3,140	(\$1,570 VDOT and \$1,570 county)

	Branders Bridge Road (Carver Heights Drive to Bradley Bridge Road)
	Preliminary Engineering, Right-of-way, and Construction
\$124,480	(\$62,240 VDOT and \$62,240 county)



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.13.

Subject:

Consideration of Amendments to the Connectivity Policy

County Administrator's Comments:

County Administrator: _____

A handwritten signature, likely of the County Administrator, is written over the line.

Board Action Requested:

Recommended clarification that the policy applies to any zoning case approved after November 23, 2004 and to remove the requirement that the separate vote on connectivity must be subsequent to the vote on a rezoning request.

Summary of Information:

The Planning Commission during recent consideration of a zoning case in which the applicant was seeking a waiver of connectivity expressed concern regarding the applicability of the policy. The policy presently reads as follows: "This policy shall apply to any zoning case filed or any tentative subdivision plat that receives approval after November 23, 2004". Confusion arises regarding whether November 23, 2004 applies to when the rezoning case was filed or received approval. The Planning Commission has asked the Board to amend the policy to eliminate any confusion in this matter. Staff recommends that any reference to the filing of a zoning case be eliminated. One other policy requirement which staff would recommend be eliminated is the requirement that any vote to waive connectivity shall be taken subsequent to the decision on the pending zoning request. From a process perspective an applicant will proffer not to connect to adjacent stub road in a zoning case in order to garner support from an adjacent community. In this circumstance the commission or Board must decide the issue of connectivity in order to act upon the zoning request. This renders a separate subsequent vote on connectivity superfluous. Staff recommends that the requirement be eliminated.

Preparer: Kirkland A. Turner

Title: Director of Planning

Attachments:



Yes



No

000118

CHESTERFIELD COUNTY
RESIDENTIAL SUBDIVISION CONNECTIVITY POLICY

Purpose

The purpose of street interconnectivity shall be to (a) improve public safety response time to residents by providing multiple means of access; (b) reduce travel time and distance between neighborhoods by providing alternative travel paths; (c) maintain an acceptable quality of life in the residential neighborhoods by preventing excessive through traffic on local streets where individual lots have direct access onto the street; and (d) maintain the traffic carrying capacity of arterial and collector streets.

Standards

1. New streets shall be stubbed to undeveloped land unless an evaluation of the adjacent property at the time of tentative subdivision plat review determines that:

- (a) the undeveloped property at that location has development constraints such as but not limited to, wetlands, topographic features, size, etc;
- (b) a through street is not required to conform to access requirements in the Subdivision Ordinance;
- (c) the street connection creates a violation of the Planning Commission's Stub Road Policy; or
- (d) the connection would provide sole access to non-residential property .

2. Streets in new subdivisions shall connect to all adjacent stubs designated as local streets, residential collectors or thoroughfare streets. Only those connections to a stub street within a subdivision that complies with street access requirements as specified in Section 17-76 (h) of the Subdivision Ordinance may be waived if:

- (a) there are a sufficient number of other stub streets to adequately disperse the traffic and not cause a concentrated use of any one stub street connection; or
- (b) the connection to a particular stub will cause a concentrated traffic at that location.
- (c) the projected traffic volume on any local street within the existing subdivision exceeds 1500 vehicle trips per day.

3. The Planning Commission or the Board of Supervisors during its review of a rezoning or a tentative subdivision request may waive connectivity requirements. Such waiver shall be by a separate motion ~~and vote and shall be taken subsequent to the decision upon the pending zoning or preceding the subdivision request.~~

4. Subdivision design shall facilitate interconnectivity within its limits through the layout of the overall street network. The design concept of solely using multiple unconnected cul de sacs shall be evaluated and approved based upon circulation, topographic and environmental constraints.

Connectivity Policy

The following table depicts the recommended guidelines for spacing of through streets to facilitate travel through residential areas. The spacing or frequency of the streets decreases with density so as to provide more alternatives and avoid or reduce the construction of streets in excess of four lanes.

Density	Through Street Spacing *
< 1 du/a	1 1/2 miles in each direction
1.01 – 2 du/a	4,000 to 2,500 feet in each direction **
2.01 – 4 du/a	2,500 to 2,000 feet in each direction **
> 4.01 du/a	Street spacing will be reviewed on a case by case basis

* Through streets include arterial, collector and residential collector streets.

** Spacing between streets decreases proportionally to increase in density.

5. Where street extensions are not required, the subdivider may be required to construct a system of pedestrian pathways which will facilitate pedestrian travel within and to adjacent development.

6. The subdivider shall initially install and maintain thorough the life of the project signs(s) on all stub roads. The purpose of such signs shall be to advise the public that the extension of the stub is planned.

Applicability

This policy shall apply to any zoning case ~~filed~~ or ~~any~~ tentative subdivision plat that receives approval after November 23, 2004. Any property that received zoning or tentative subdivision plat approval prior to the effective date of this policy and has conditions that conflict with provisions of this policy shall be governed by those conditions.

Adopted November 23, 2004



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 8.B.14.

Subject:

Initiation of a Variance Application to the Board of Zoning Appeals and Appoint an Agent

County Administrator's Comments:

Recommend Approval

County Administrator: _____

AKR

Board Action Requested:

The Board of Supervisors is requested to 1) initiate an application for a variance to the height requirement for a fence on a corner lot located at 15042 Creek Edge Place, and 2) appoint Mr. Ted Barclay, Code Compliance Supervisor, to act as agent for the Board of Supervisors.

Summary of Information:

The Planning Department is requesting the Board of Supervisors to initiate a request for a Variance.

On February 27, 2005, staff received an anonymous complaint concerning fence height located at 15042 Creek Edge Place. Staff visited the subject property on February 1, 2005 and observed a six foot fence around a pool. A portion of the fence is in the corner side yard along South Creek Drive. The height requirement in the Zoning Ordinance for a fence in a corner side yard is four feet.

Preparer: Kirkland A. Turner

Title: Director of Planning

Attachments:



Yes



No

000121

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

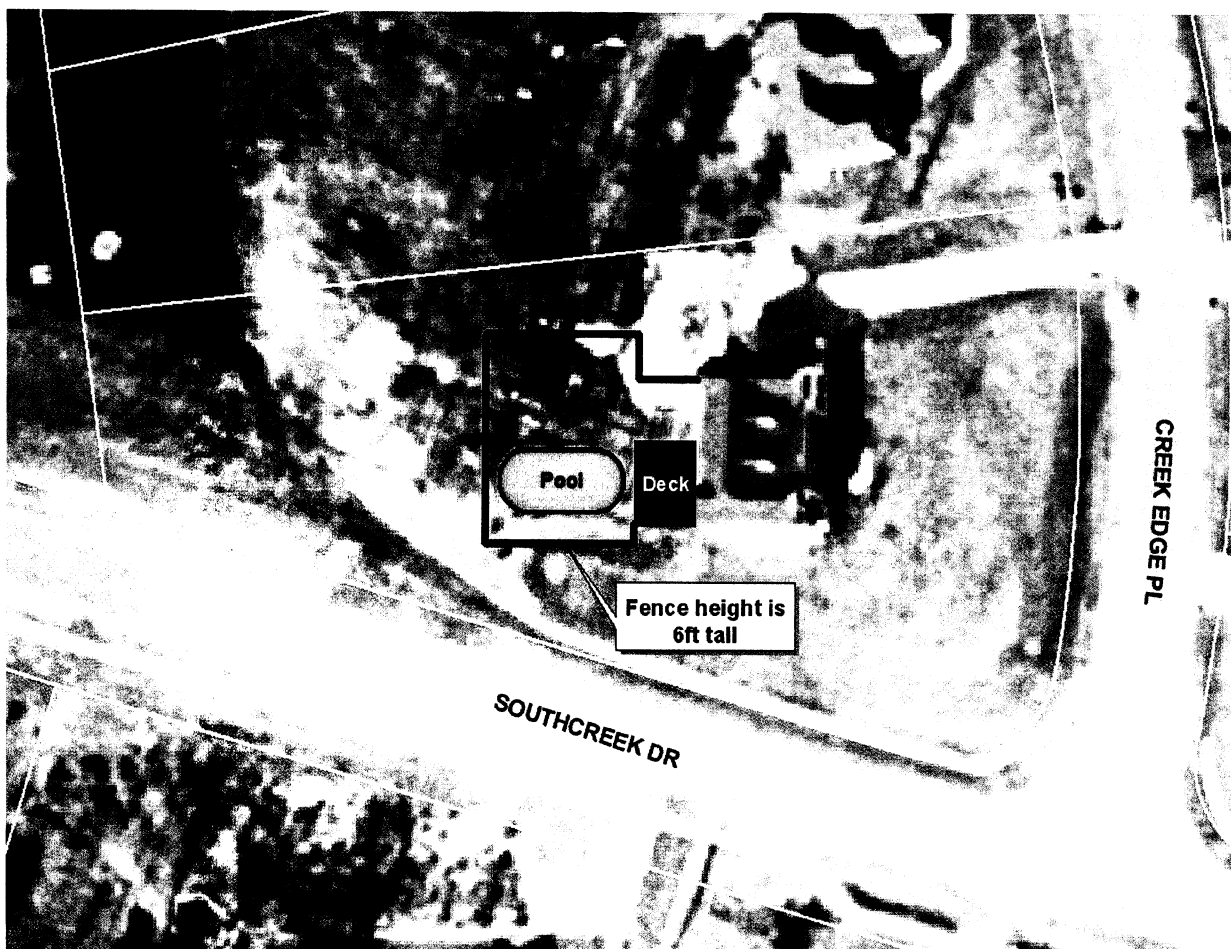
Page 2 of 2

The applicants had obtained the necessary building permits for the pool and fence along with necessary approval from the homeowner's association. The permit for the fence was not routed to the Planning Department and was evaluated for compliance with the building code only.

The property owner attempted to comply with county requirements and due to the County's failure to communicate all pertinent requirements is in violation of the zoning ordinance. Therefore staff recommends that the board initiate this application.

Staff has discussed this issue with the Building Inspection Department. They are in the process of working out a better way to disseminate information regarding fence heights.

000122



000123



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1


Meeting Date: April 13, 2005

Item Number: 8.B.15.a.

Subject:

Transfer \$4,000 from the Dale District Improvement Fund to the Parks and Recreation Department 1) to Extend Electrical Service to the Baseball Scoreboard at Meadowbrook High School and 2) to Improve the Meadowbrook Football/Soccer Practice Field

County Administrator's Comments:

County Administrator: _____ 

Board Action Requested:

The Board is requested to transfer \$4,000 from Dale the District Improvement Fund to the Parks and Recreation Department 1) to extend electrical service to the baseball scoreboard at Meadowbrook High School and 2) to improve the Meadowbrook football/soccer practice field.

Summary of Information:

Supervisor Miller has requested the Board to transfer \$4,000 of Dale District Improvement Funds to the Parks and Recreation Department to extend electrical service to the baseball scoreboard at Meadowbrook High School and improve the football/soccer practice field at Meadowbrook High School. This request was originally made by the Meadowbrook High School Director of Student Activities. It is legally appropriate for the Board to transfer funds to the Department of Parks and Recreation to make capital improvements to County property.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

Preparer: Rebecca T. Dickson

Title: Director, Budget & Management
0423:68640.1

Attachments:



Yes



No

#000124

**DISTRICT IMPROVEMENT FUNDS
APPLICATION**

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request?
meadowbrook H.S

2. If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application.)
High School Athletics

3. What is the amount of funding you are seeking?
\$ 4,000

4. Describe in detail the funding request and how the money, if approved, will be spent.
Wire Baseball Scoreboard and Spring Practice Football/Soccer field to increase playability

5. Is any County Department involved in the project, event or program for which you are seeking funds?
Recreation and Development

6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?
Will Fund Project

7. If applicant is an organization, answer the following:

Is the organization a corporation?	Yes _____	No _____
Is the organization non-profit?	Yes _____	No _____
Is the organization tax-exempt?	Yes _____	No _____

8. What is the address of the applicant making this funding request?

4901 Cogbill Rd
Rich. Va. 23234

9. What is the telephone number, fax number, e-mail address of the applicant?

743-3675 mendoubrown
748-1623 - Banks & Per

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman or vice-chairman of the organization.

Joey Richeson
Signature

Director of Student Activities
Title (if signing on behalf of an organization)

Joey Richeson
Printed Name



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 8.B.15.b.

Subject:

Transfer \$3,750 Each (Total of \$7,500) from the Dale and Bermuda District Improvement Funds to the Parks and Recreation Department to Construct a 16 x 16 Picnic Shelter to be Located at Lloyd C. Bird High School Athletic Complex

County Administrator's Comments:

County Administrator: _____ 

Board Action Requested:

Transfer \$3,750 each (Total of \$7,500) from the Dale and Bermuda District Improvement Funds to the Parks and Recreation Department to construct a 16 x 16 picnic shelter to be located at Lloyd C. Bird High School athletic complex.

Summary of Information:

Supervisors Miller and King have requested \$3,750 from each (\$7,500 total) of their District Improvement Funds be transferred to the Parks and Recreation Department to construct a 16 x 16 picnic shelter to be located at Lloyd C. Bird High School athletic complex. Although this request was originally made by the Chesterfield Youth Softball Association, Inc., the County is not legally authorized to give money to private organizations like the Association. The Board is authorized to transfer public funds to Parks and Recreation to make capital improvements to County property.

For information regarding available balances in the District Improvement Fund accounts, please reference the District Improvement Fund Report.

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management
0425:68642.1

Attachments:



Yes



No

#

000127

DISTRICT IMPROVEMENT FUNDS APPLICATION

This application must be completed and signed before the County can consider a request for funding with District Improvement Funds. Completing and signing this form does not mean that you will receive funding or that the County can legally consider your request. Virginia law places substantial restrictions on the authority of the County to give public funds, such as District Improvement Funds, to private persons or organizations and these restrictions may preclude the County's Board of Supervisors from even considering your request.

1. What is the name of the applicant (person or organization) making this funding request?

CHESTERFIELD YOUTH SOFTBALL
ASSOC. INC.

2. If an organization is the applicant, what is the nature and purpose of the organization? (Also attach organization's most recent articles of incorporation and/or bylaws to application.)

YOUTH SOFTBALL PROGRAM
(ORG. ARTICLES OF INCORP. & BY-LAWS ON FILE WITH
CHESTERFIELD PARKS & REC. DEPT.)

3. What is the amount of funding you are seeking?

750000

4. Describe in detail the funding request and how the money, if approved, will be spent.

TO CONSTRUCT 16x16
PICNIC SHELTER TO BE LOCATED AT C.C. BIRD
ATH. COMPLEX.

5. Is any County Department involved in the project, event or program for which you are seeking funds?

PARKS & RECREATION DEPT

6. If this request for funding will not fully fund your activity or program, what other individuals or organizations will provide the remainder of the funding?

CYSA WILL PROVIDE ADDITIONAL
FUNDS THROUGH DONATIONS &
TOURNAMENT PROCEEDS

0407:23380.1

000128

7. If applicant is an organization, answer the following:

Is the organization a corporation?
Is the organization non-profit?
Is the organization tax-exempt?

Yes ☒ No ☐
Yes ☒ No ☐
Yes ☒ No ☐

8. What is the address of the applicant making this funding request?

11330 IRONBRIDGE RD
CHESTER, VA. 23831

9. What is the telephone number, fax number, e-mail address of the applicant?

PHONE DAY-748-2755 NIGHT 275-2295
FAX 748-8522
E-MAIL: TAPKITT@AOL.COM

Signature of applicant. If you are signing on behalf of an organization you must be the president, vice-president, chairman/director or vice-chairman of the organization.


Signature

President
Title (if signing on behalf of an organization)

Gregory S Curtis
Printed Name

2-25-05
Date

0407:23380.1

TOTAL P.03

000129



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 9.A.

Subject:

Citizens' Request to Address the Board Under "Hearings of Citizens on
Unscheduled Matters"

County Administrator's Comments:

County Administrator: _____

A handwritten signature in black ink, appearing to be "JL", written over a horizontal line.

Board Action Requested:

Summary of Information:

In accordance with Board procedures, Eileen McAfee, Robin Starr, Pat Brown, Kasey Hammond, Jamie Buckmaster, and Paige Collier have requested the opportunity to speak to the Board to address concerns about animal treatment at the Chesterfield County Animal Shelter and recommended policy changes and improvements at the Shelter.

Preparer: Steven L. Micas

Title: County Attorney
0800:68618.1

Attachments:



Yes



No

#

000130

Elko, Lisa

From: Eileen McAfee [eileenmcafee@yahoo.com]
Sent: Wednesday, March 23, 2005 3:25 PM
To: Elko, Lisa
Subject: Fwd: Request to Speak to Board of Supervisors Meeting 4/13/05

Lisa Elko, Clerk to the Board of Supervisors

Ms. Elko:

I have learned through other speakers who sent their requests directly to the Board of Supervisors, that "the procedure for signing up to address the Board" must be made through you.

Although I have not personally been advised of this requirement by any Board Member in response to my request to speak on 4/13/05, I am nonetheless sending you my request to ensure I am placed on the Agenda.

I would also like to ask you to please advise me, in a timely fashion, if there are any other requirements I should know about in order to speak to the Board on 4/13/05 at 3:30pm.

Thank you very much. My request follows my name.

Eileen McAfee

Eileen McAfee <eileenmcafee@yahoo.com> wrote:

Date: Tue, 22 Mar 2005 11:39:27 -0800 (PST)
 From: Eileen McAfee <eileenmcafee@yahoo.com>
 Subject: Request to Speak to Board of Supervisors Meeting 4/13/05
 To: Renny Humphrey <humphreyr@chesterfield.gov>,
 Kelly Miller <millerk@chesterfield.gov>,
 Art Warren <warrena@chesterfield.gov>,
 Dickie King <kingd@chesterfield.gov>, Ed Barber <barbere@chesterfield.gov>
 CC: Greg Pearson <editor@chesterfieldobserver.com>

Chesterfield County Board of Supervisors

Dear Sirs and Madam and Lisa Elko:

I am writing to request to speak to the Board at your next Board of Supervisors Meeting on 4/13/05 at 3:30pm.

I wish to address the following issues:

1. Animal abuse, neglect and cruelty violations occurring at the Chesterfield County Pound.
2. The risk these on-going, illegal and inhumane practices places the County for Civil Penalties (our tax dollars), levied by the Attorney General through the Office of the State Veterinarian.

000131

4/7/2005

3. Recommendations for improvements.

Thank you very much.

Eileen McAfee

Do you Yahoo!?

Yahoo! Small Business - [Try our new resources site!](#)

Do you Yahoo!?

Yahoo! Small Business - [Try our new resources site!](#)

Do you Yahoo!?

Yahoo! Small Business - [Try our new resources site!](#)

000132

From: Robin Starr [mailto:RStarr@RichmondSPCA.Org]
Sent: Wednesday, March 23, 2005 8:38 AM
To: Elko, Lisa
Cc: Barber, Ed
Subject: Request to Speak

Dear Mrs. Elko - In accordance with Mr. Barber's instructions, I am sending this request to you.
Thank you, Robin Starr

To the Chesterfield County Board of Supervisors

Dear Sirs and Madam:

I am writing to request the opportunity to speak to the Board at your next Board of Supervisors Meeting on 4/13/05 at 3:30 pm.

I wish to address the following issues:

1. Unacceptable practices and conditions for animals at the Chesterfield County Pound,
2. The failure to spay and neuter animals adopted from the Chesterfield County Pound, and
3. The offer of help to achieve improvements.

Thank you very much,

Robin Starr

Chief Executive Officer

Richmond SPCA

2519 Hermitage Road

Richmond, VA 23220

Phone: 521-1322

000133

Elko, Lisa

From: Pat Brown [patriciabrown2004@comcast.net]
Sent: Wednesday, March 23, 2005 6:07 PM
To: Elko, Lisa
Cc: Gregory Pearson
Subject: Request to speak at Board of Supervisors Meeting 4-13

Ms. Lisa Elko
Clerk, Board of Supervisors

I am writing to request to speak to the Board at your next Board of Supervisors Meeting on 4/13/05 at 3:30pm.

I wish to address the following issues:

1. Animal abuse, neglect and cruelty violations occurring at the Chesterfield County Pound.
- .
2. Recommendations for improvements.

Thank you very much.

Patricia L. Brown
Midlothian, VA

000134

4/7/2005

Elko, Lisa

From: Kasey Hammond [kaseyhammond@comcast.net]
Sent: Wednesday, March 23, 2005 2:18 PM
To: Elko, Lisa
Cc: editor@chesterfieldobserver.com
Subject: FW: Request to speak at Board of Supervisors Meeting 4-13

Hi Ms. Elko,

Please see my request below to speak at the meeting on 4/13/05.
Please let me know if you need anything else.
Thank you for your help.
Sincerely,

Kasey Hammond

-----Original Message-----

From: Kasey Hammond [mailto:kaseyhammond@comcast.net]
Sent: Tuesday, March 22, 2005 6:30 PM
To: Humphrey, Renny; Miller, Kelly; Warren, Art; King, Dickie; Barber, Ed
Cc: editor@chesterfieldobserver.com
Subject: Request to speak at Board of Supervisors Meeting 4-13

To Whom it May Concern

>

> I am writing to request to speak to the Board at your next Board
of

> Supervisors Meeting on 4/13/05 at 3:30pm.

>

> I wish to speak about animal abuse, neglect and cruelty violations
occurring at the Chesterfield County shelter.

>

> Thank you in advance.

Sincerely,

Kasey Hammond

----- End of Forwarded Message

000135

4/7/2005

Elko, Lisa

From: JsLittleWorld@aol.com
Sent: Wednesday, March 30, 2005 11:29 AM
To: Elko, Lisa
Subject: Request to speak 4/13/05

Attention Ms. Lisa Elko

I am writing to request to speak to the Board at the next Board of Supervisors Meeting on 4/13/05 at 3:30pm.

I wish to speak about the following issues:

1. Animal abuse, neglect and cruelty violations occurring at the Chesterfield County Pound.
2. The risk these on-going, illegal and inhumane practices places the County for Civil Penalties (our tax dollars), levied by the Attorney General through the Office of the State Veterinarian.

Thank you very much.

Jamie Buckmaster
JsLittleWorld@aol.com

000136

4/7/2005

Elko, Lisa

From: KayliesGammy@aol.com
Sent: Wednesday, March 30, 2005 11:38 PM
To: Elko, Lisa
Subject: permission to speak at meeting

Ms. Lisa Elko:

I am requesting permission to speak to the Board of Supervisors at their meeting on 4/13/05 at 3:30 pm.

I would like to address Animal care concerns at the Chesterfield Animal Pound.

Thank you, in advance, for your prompt attention to this request. Please e-mail confirmation to this address:
KayliesGammy@aol.com .

Sincerely,

Paige Collier

000137

4/7/2005



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 4

Meeting Date: April 13, 2005

Item Number: 10.A.

Subject: Developer Water and Sewer Contracts

County Administrator's Comments:

County Administrator: _____

Board Action Requested: The Board of Supervisors has authorized the County Administrator to execute water and/or sewer contracts between County and Developer where there are no County funds involved.

The report is submitted to Board members as information.

Summary of Information:

The following water and sewer contracts were executed by the County Administrator:

1. Contract Number: 03-0014
Project Name: Ashley Village - Phase II
Developer: Community Development Partners, LLC
Contractor: R.M.C. Contractors, Inc.
Contract Amount: Water Improvements - \$201,375.00
Wastewater Improvements - \$165,180.50
District: Clover Hill

Preparer: Craig S. Bryant

Title: Director of Utilities

Attachments:

☐

Yes

☒

No

000138

2. Contract Number: 03-0223
Project Name: Sycamore Springs at Southbend (formerly Lindhurst)
Developer: Southbend Landing, LLC
Contractor: R. J. Smith Construction, Incorporated
Contract Amount: Water Improvements - \$87,607.10
Wastewater Improvements - \$104,490.65
District: Bermuda
3. Contract Number: 04-0037
Project Name: Riverdowns - Queen's Grant, Section 4
Developer: River Downs, LC
Contractor: Excalibur Construction Corporation
Contract Amount: Water Improvements - \$26,400.00
Wastewater Improvements - \$115,420.00
District: Midlothian
4. Contract Number: 04-0109
Project Name: The Shops at Stonehenge
Developer: Conreal, LLC
Contractor: Possie B. Chenault, Incorporated
Contract Amount: Water Improvements - \$90,125.00
Wastewater Improvements - \$50,850.00
District: Midlothian

5. Contract Number: 04-0139
Project Name: Kingsland Glen, Section 3

Developer: Kingsland Partners, LLC

Contractor: Excalibur Construction Corporation

Contract Amount: Water Improvements - \$55,853.00
Wastewater Improvements - \$144,346.00

District: Dale
6. Contract Number: 04-0234
Project Name: Beulah Road (5207 & 5211 - Water and Sewer)
(5201 - Water)

Developer: Myers Enterprises, Incorporated

Contractor: R.M.C. Contractors, Incorporated

Contract Amount: Water Improvements - \$25,021.60
Wastewater Improvements - \$9,832.00

District: Dale
7. Contract Number: 04-0394
Project Name: Rivers Bend Medical Offices

Developer: Rivers Bend Medical Offices LLC

Contractor: Castle Equipment Corporation

Contract Amount: Water Improvements - \$33,099.50
Wastewater Improvements - \$18,028.25

District: Bermuda

8. Contract Number: 05-0027
Project Name: Commons at Winchester Green - Phase 4

Developer: Richmond Affordable Housing

Contractor: R. J. Smith Construction, Incorporated

Contract Amount: Water Improvements - \$12,725.00
Wastewater Improvements - \$14,910.00

District: Bermuda



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 10.B.

Subject:

Status of General Fund Balance, Reserve for Future Capital Projects,
District Improvement Fund, and Lease Purchases

County Administrator's Comments:

County Administrator: _____ *LB*

Board Action Requested:

Summary of Information:

Preparer: _____ Lane B. Ramsey

Title: _____ County Administrator

Attachments:



Yes



No

000142

CHESTERFIELD COUNTY
GENERAL FUND BALANCE
April 13, 2005

BOARD MEETING DATE	DESCRIPTION	AMOUNT	BALANCE
07/01/04	FY2005 Actual Beginning Fund Balance		\$49,403,714
07/01/04	Hurricane Isabel accrual	(3,379,255)	\$46,024,459
07/01/04	FY2005 Adjusted Beginning Fund Balance		\$46,024,459
07/01/04	FY05 Addition to Fund Balance	750,000	\$46,774,459
11/23/04	Designate excess revenue (County) for non-recurring items in FY2006	(2,163,220)	\$44,611,239
11/23/04	Designate excess expenditures (County) for non-recurring items in FY2006	(226,540)	\$44,384,699
11/23/04	Designate excess expenditures (Schools) for non-recurring items in FY2005	(3,077,862)	\$41,306,837
11/23/04	FY04 Results of Operations - restore CSA fund balance shortfall for use in FY2005	(90,237)	\$41,216,600
11/23/04	FY04 Results of Operations - Bond referendum expenditures in FY2005	(60,000)	\$41,156,600
11/23/04	FY04 Results of Operations - Pay plan adjustments in three departments in FY2005	(257,800)	\$40,898,800

000143

CHESTERFIELD COUNTY
RESERVE FOR FUTURE CAPITAL PROJECTS
TRADITIONALLY FUNDED BY DEBT
April 13, 2005

Board
Meeting

<u>Date</u>	<u>Description</u>	<u>Amount</u>	<u>Balance</u>
FOR FISCAL YEAR 2003 BEGINNING JULY 1, 2002			
4/10/2002	FY03 Budgeted Addition	8,600,000	10,111,312
4/10/2002	FY03 Capital Projects	(7,277,800)	2,833,512
8/28/2002	Purchase land for athletic facilities at Spring Run Elementary School, closing costs, and environmental assessment	(140,000)	2,693,512
FOR FISCAL YEAR 2004 BEGINNING JULY 1, 2003			
4/9/2003	FY04 Budgeted Addition	9,354,000	12,047,512
4/9/2003	FY04 Capital Projects	(8,559,300)	3,488,212
7/23/2003	National search for a developer to revitalize the Cloverleaf Mall area	(44,000)	3,444,212
10/22/2003	Debris pick-up program due to Hurricane Isabel	(1,000,000)	2,444,212
4/14/2004	To General Services for building unexpected repairs and maintenance items incurred during FY04	(125,000)	2,319,212
4/14/2004	Trf to Sheriff for start-up expenses and capital for new replacement jail project	(260,000)	2,059,212
4/14/2004	Designate funding for police vehicles associated with the new COPS grant. Funds to be transferred to Police in FY2006	(500,000)	1,559,212
FOR FISCAL YEAR 2005 BEGINNING JULY 1, 2004			
4/14/2004	FY05 Budgeted Addition	9,600,000	11,122,692
4/14/2004	FY05 Capital Projects	(8,496,900)	2,625,792
7/28/2004	Pre-development studies for Cloverleaf Mall	(65,000)	2,560,792
8/11/2004	Deposit on acquisition of the mall buildings at Cloverleaf Mall	(250,000)	2,310,792
9/3/2004	Purchase of public safety equipment for search and rescue, natural disasters and other emergency situations	(59,600)	2,251,192
10/13/2004	Operating costs associated with Cloverleaf Mall for 2004/2005	(500,000)	1,751,192
10/13/2004	Debt Service costs associated with IDA loan for Cloverleaf Mall	(300,000)	1,451,192
10/13/2004	Other Cloverleaf Mall operating costs (including costs associated with the acquisition of additional property)	(250,000)	1,201,192
11/10/2004	Woodmont Drive road and waterline repairs resulting from damage from Tropical Storm Gaston	(30,455)	1,170,737

DISTRICT IMPROVEMENT FUNDS
April 13, 2005

<u>District</u>	<u>Prior Years Carry Over*</u>	<u>FY2005 Appropriation</u>	<u>Funds Used to Date</u>	<u>Items on 4/13 Agenda</u>	<u>Balance Pending Board Approval</u>
Bermuda	\$11,647	\$48,500	\$31,110	\$3,750	\$25,287
Clover Hill	43,363	48,500	46,551	0	45,312
Dale	75,769	48,500	38,165	7,750	78,353
Matoaca	58,871	48,500	40,525	0	66,846
Midlothian	34,064	48,500	40,984	0	41,580
County Wide	0	13,500	0	0	13,500

Prepared by
Accounting Department
March 31, 2005

SCHEDULE OF CAPITALIZED LEASE PURCHASES

APPROVED AND EXECUTED

<u>Date Began</u>	<u>Description</u>	<u>Original Amount</u>	<u>Date Ends</u>	<u>Outstanding Balance 03/31/05</u>
04/99	Public Facility Lease – Juvenile Courts Project	\$16,100,000	11/19	\$12,075,000
1/01	Certificates of Participation - Building Construction, Expansion and Renovation; Acquisition/Installation of Systems	13,725,000	11/21	10,965,000
04/01	School Copier Lease #2 – Manchester High School	20,268	03/06	4,855
11/00	School Copier Lease #3 – Chester Middle School	20,268	09/05	2,485
09/01	School Server Lease	278,372	07/05	58,647
03/03	Certificates of Participation – Building Construction, Expansion and Renovation	6,100,000	11/23	5,780,000
03/04	Certificates of Participation – Building Construction, Expansion and Renovation; Acquisition/Installation of Systems	21,970,000	11/24	21,970,000
10/04	Cloverleaf Mall Redevelopment Project	9,225,000	10/06	9,225,000
11/04	School Archival/Retrieval System Lease	21,639	01/08	18,706
12/04	Energy Improvements at County Facilities	1,519,567	12/17	1,519,567
12/04	Energy Improvements at School Facilities	<u>427,633</u>	12/10	<u>427,633</u>
TOTAL APPROVED AND EXECUTED		<u>\$69,407,747</u>		<u>\$62,046,893</u>

PENDING EXECUTION

<u>Description</u>	<u>Approved Amount</u>
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000146



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 14.A.

Subject:

Recognizing the Contributions of County Administrative Professionals and Proclaiming the Week of April 24, 2005, as "Administrative Professionals Week" and April 27, 2005, as "Administrative Professionals Day"

County Administrator's Comments:

County Administrator: _____

A handwritten signature, likely "JBR", is written over the line for the County Administrator.

Board Action Requested:

Adopt the "Administrative Professionals Week" resolution at the April 13, 2005, Board of Supervisors meeting.

Summary of Information:

The attached resolution is to recognize the vital contribution of county administrative professionals and to proclaim the week of April 24, 2005, as "Administrative Professionals Week" and April 27, 2005, as "Administrative Professionals Day" throughout Chesterfield County.

Preparer: Karla J. Gerner

Title: Director, HRM

Attachments:



Yes



No

#

000147

RECOGNIZING APRIL 24-30, 2005,
AS "ADMINISTRATIVE PROFESSIONALS WEEK"

WHEREAS, administrative professionals work in a variety of fields and make up a significant portion of office personnel throughout our nation and across our great Commonwealth; and

WHEREAS, administrative professionals utilize first-rate managerial and organizational skills to master innovative techniques and advanced office technologies which increase office efficiency and work performance to the benefit of their employers and the public; and

WHEREAS, administrative professionals are essential to the modern workplace; and

WHEREAS, "Administrative Professionals Week" presents employers with the opportunity to promote and reward professional excellence, provide employees with advanced training and continuing education, and offer additional networking and career-enhancing resources to administrative professionals; and

WHEREAS, it is fitting to recognize administrative professionals for the vital role they play in the success of business and government operations throughout our great Commonwealth and nation.

NOW, THEREFORE BE IT RESOLVED, that the Chesterfield County Board of Supervisors, this 13th day of April 2005, publicly recognizes April 24-30, 2005, as "Administrative Professionals Week" and Wednesday, April 27, 2005, as "Administrative Professionals Day" in Chesterfield County, and calls this observance to the attention of all county citizens.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1


Meeting Date: April 13, 2005

Item Number: 14.B.

Subject:

Resolution Recognizing the L. C. Bird High School Skyhawks Varsity Football Team for its Outstanding Accomplishments and Sportsmanship

County Administrator's Comments:

County Administrator: _____ 

Board Action Requested:

The Honorable Kelly E. Miller has requested that the Board of Supervisors commend and recognize the L. C. Bird High School Skyhawks Varsity Football Team for their superior achievements and representation of Chesterfield County.

Summary of Information:

The L.C. Bird High School Skyhawks Varsity Football Team was the 2004 Dominion District Champion and the Central Region Champion AAA Division Six and a semi-finalist in the Virginia Division Six.

Preparer: Michael S. Golden

Title: Director, Parks and Recreation

Attachments:



Yes



No

000149

RECOGNIZING THE 2004 LLOYD C. BIRD HIGH SCHOOL
VARSITY FOOTBALL TEAM FOR ITS OUTSTANDING
REPRESENTATION OF CHESTERFIELD COUNTY

WHEREAS, participation in high school sports has long been an integral part of Chesterfield County's educational, physical and emotional development for students; and

WHEREAS, Mr. David Bedwell, coach of Lloyd C. Bird High School varsity football completed his fifth year as coach; and

WHEREAS, under Mr. Bedwell's and his staff's guidance and direction, the 2004 Lloyd C. Bird Skyhawks finished the regular season with an eight and two record; and

WHEREAS, the Lloyd C. Bird Skyhawks won the Dominion District championship; and

WHEREAS, the Skyhawks won the Central Region championship in AAA Division Six and were state semi-finalists in Virginia AAA Division Six; and

WHEREAS, the Lloyd C. Bird Skyhawks have compiled a five-year regular season record of 43-6; and

WHEREAS, the citizens of Chesterfield County continue to support high school football teams.

NOW, THEREFORE BE IT RESOLVED, that the Chesterfield County Board of Supervisors, this 13th day of April 2005, publicly recognizes the Lloyd C. Bird High School Skyhawks Varsity Football Team for its outstanding representation of Chesterfield County.

AND, BE IT FURTHER RESOLVED, that the Board of Supervisors, on behalf of the citizens of Chesterfield County, hereby commends the Skyhawks for their splendid sportsmanship and expresses best wishes for continued success.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 14.C.

Subject:

Resolution Recognizing the Exemplary Achievements of Napier Realtors ERA

County Administrator's Comments:

County Administrator: _____

A handwritten signature, likely of the County Administrator, is written over the line.

Board Action Requested:

Mr. Barber has requested that the Board of Supervisors adopt this resolution recognizing the exemplary achievements of Napier Realtors ERA

Summary of Information:

This resolution will recognize the exemplary achievements of Napier Realtors ERA

Preparer: Donald J. Kappel

Title: Director, Public Affairs

Attachments:



Yes



No

000151

RECOGNIZING NAPIER REALTORS ERA FOR OUTSTANDING ACCOMPLISHMENTS

WHEREAS, Napier Realtors ERA is located in Chesterfield County, Virginia; and

WHEREAS, Napier has approximately 600 locations in the United States; and

WHEREAS, the Chesterfield office has been named the Top All-Around Company for high personal and ethical standards, strong business sense and consistent growth; and

WHEREAS, Napier also earned national distinction as the leading company in selling home protection through AON Home Warranty Services, Incorporated; and

WHEREAS, the company is one of the largest locally owned real estate companies, with \$382 million in gross sales in 2004; and

WHEREAS, Napier's Terry Adcock and her sales team were ranked fifth in the nation for the number of houses sold; and

WHEREAS, Dianne Long was among the top one percent of brokers for individual sales; and

WHEREAS, to add to its list of achievements, Napier was inducted this month into Cendant Mobility's 2005 Platinum Club in recognition of the fact that it was 33rd of 1,050 companies in the Cendant network for its relocation results; and

WHEREAS, Napier was awarded the Five-Star Circle of Excellence Award for referral closings and the Destination Services Award for the highest closing rate on corporate relocations; and

WHEREAS, Napier also was awarded the Cendant Mortgage Award for the top mortgage production results among companies of similar size.

NOW, THEREFORE, BE IT RESOLVED, that the Chesterfield County Board of Supervisors, this 13th day of April 2005, publicly recognizes the exemplary leadership exhibited by Napier President Jim Napier and his team of professionals, congratulates them on their outstanding achievements, is proud to have Napier Realtors ERA as a member of Chesterfield County's business community, and wishes Napier Realtors continued success.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 14.D.

Subject:

Resolution Recognizing the Manchester Middle School Math Team for Placing Third in a Math Competition Representing 13 Virginia Regions

County Administrator's Comments:

County Administrator: _____

SLR

Board Action Requested:

Mr. Warren has requested that the Board of Supervisors adopt this resolution recognizing the Manchester Middle School math team for placing third in a math competition representing 13 Virginia regions.

Summary of Information:

This resolution will recognize the Manchester Middle School math team for placing third in a math competition representing 13 Virginia regions.

Preparer: Donald J. Kappel

Title: Director, Public Affairs

Attachments:



Yes



No

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000153

RECOGNIZING MANCHESTER MIDDLE SCHOOL'S MATH TEAM
FOR ITS EXCELLENT REPRESENTATION OF CHESTERFIELD COUNTY

WHEREAS, On March 26, 2005, more than 80 students from middle schools throughout Virginia competed in the MATHCOUNTS championships; and

WHEREAS, the students represented 13 regions; and

WHEREAS, MATHCOUNTS is a national mathematics enrichment and competition program; and

WHEREAS, participating students must solve math problems individually and as teams; and

WHEREAS, the Manchester Middle School team members were Jae Chon, Cody Talmadge, Matthew Ha and Cameron Orth; and

WHEREAS, Ms. Pamela Haner served as coach for the team; and

WHEREAS, the Manchester Middle School Math Team earned third place in the Virginia MATHCOUNTS championships; and

WHEREAS, such an exemplary accomplishment is worthy of recognition.

NOW, THEREFORE, BE IT RESOLVED, that the Chesterfield County Board of Supervisors, this 13th day of April 2005, publicly recognizes the outstanding achievements of Jae Chon, Cody Talmadge, Matthew Ha and Cameron Orth, as well as the exemplary mentorship provided by Ms. Pamela Haner, congratulates the Manchester Middle School Math Team on its award, and extends to each member of the team best wishes for continued success in their academic endeavors.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 14.E.

Subject:

Resolution Recognizing the Chesterfield Basketball League for their Participation in a Tobacco-, Alcohol-, and Drug-Prevention Initiative Sponsored by SAFE, Chesterfield's Substance Abuse Prevention Coalition

County Administrator's Comments:

County Administrator: _____

A handwritten signature, likely of the County Administrator, is written over the line.

Board Action Requested:

Mr. Barber has requested that the Board of Supervisors adopt the attached resolution.

Summary of Information:

The Chesterfield Basketball League (CBL) joined with SAFE in a project to use coaches as positive role models in substance abuse prevention. Coaches taught a series of eight short lessons on tobacco, alcohol and drugs following a team practice each week. Twelve teams in the instructional, minors, and intermediate divisions participated in the pilot project. SAFE developed a handbook for coaches containing the lessons that guided their discussions with team members.

This resolution recognizes the partnership between SAFE and the Chesterfield Basketball League and the coaches who participated in the project.

Preparer: Jana D. Carter

Title: Director, Chesterfield Youth Planning and Development

Attachments:



Yes



No

000155

RECOGNIZING SAFE, INCORPORATED AND CHESTERFIELD BASKETBALL
LEAGUE COACHES FOR THEIR CONTRIBUTIONS TO SUBSTANCE ABUSE PREVENTION

WHEREAS, the mission of SAFE, Incorporated, Chesterfield's substance abuse prevention coalition, is to unite organizations and individuals to promote and sustain a healthy community free of substance abuse; and

WHEREAS, the Chesterfield Basketball League promotes the healthy development of youths through building character and developing sports-related skills; and

WHEREAS, tobacco-, alcohol- and drug-use are problems that adversely affect the health and well-being of our youth; and

WHEREAS, prevention messages are most effective when youths hear them in multiple settings - at home, at school and in the community; and

WHEREAS, the use of tobacco, alcohol and other drugs hampers athletic performance; and

WHEREAS, young people look up to their coaches and listen to what they say; and

WHEREAS, SAFE developed a handbook for coaches to help them talk to their players about avoiding smoking, drinking and illegal drug use; and

WHEREAS, the Chesterfield Basketball League enthusiastically joined with SAFE in a pilot project to teach these lessons to players in their instructional, minor and intermediate divisions; and

WHEREAS, the pilot project has been successfully completed and received positive feedback from both coaches and parents.

NOW, THEREFORE, BE IT RESOLVED, that the Chesterfield County Board of Supervisors, this 13th day of April 2005, publicly recognizes SAFE Incorporated, and the Chesterfield Basketball League, including Robert Hodges, president, and participating coaches Greg Bauldrick, Rob Brace, Randy Brown, Roger Evans, E. G. Martin, Dan Meeker, Danny Osterbind, Ray Payne, Marshall Phillips, Jeff Orth, Eddie Ransom, and Don Wilmoth for their involvement in helping to prevent youth substance use among young athletes.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 14.F.

Subject:

Resolution Recognizing Mr. Daniel Spencer Whitt, Mr. Kenneth Eugene Lankey, Mr. Kevin Scott Rouse, Mr. Kevin Michael Mann, Mr. Nicholas Andrew Voss, Mr. Jeffrey Alan Beall, all of Troop 874, sponsored by Saint Luke's United Methodist Church, Mr. John Edward Drake, Jr., Troop 806, sponsored by Woodlake United Methodist Church, Mr. Michael David Tesh, Mr. Brian Douglas Riggs, Mr. Grant Thomas Comstock and Mr. Matthew Raymond Faszewski, all of Troop 894, sponsored by Saint David's Episcopal Church; and Mr. Jeffrey Paul Vlk, Troop 842, sponsored by Swift Creek Baptist Church, Upon Attaining Rank of Eagle Scout

County Administrator's Comments:

County Administrator: _____

Board Action Requested:

Adoption of the attached resolution.

Summary of Information:

Staff has received requests for the Board to adopt resolutions recognizing Mr. Daniel Spencer Whitt, Mr. Kenneth Eugene Lankey, Mr. Kevin Scott Rouse, Mr. Kevin Michael Mann, Mr. Nicholas Andrew Voss, Mr. Jeffrey Alan Beall, all of Troop 874, Mr. John Edward Drake, Jr., Troop 806, Mr. Michael David Tesh, Mr. Brian Douglas Riggs, Mr. Grant Thomas Comstock and Mr. Matthew Raymond Faszewski, all of Troop 894, and Mr. Jeffrey Paul Vlk, Troop 842, upon attaining the rank of Eagle Scout. All will be present at the meeting, accompanied by members of their families, to accept the resolutions.

Preparer: Lisa H. Elko

Title: Clerk to the Board

Attachments:



Yes



No

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000157

WHEREAS, the Boy Scouts of America was incorporated by Mr. William D. Boyce on February 8, 1910, and was chartered by Congress in 1916; and

WHEREAS, the Boy Scouts of America was founded to build character, provide citizenship training and promote physical fitness; and

WHEREAS, after earning at least twenty-one merit badges in a wide variety of skills including leadership, service and outdoor life, serving in a leadership position in a troop, carrying out a service project beneficial to their community, being active in the troop, demonstrating Scout spirit, and living up to the Scout Oath and Law

Mr. Daniel Spencer Whitt, Mr. Kenneth Eugene Lankey, Mr. Kevin Scott Rouse, Mr. Kevin Michael Mann, Mr. Nicholas Andrew Voss, Mr. Jeffrey Alan Beall, all of Troop 874, sponsored by Saint Luke's United Methodist Church; Mr. John Edward Drake, Jr., Troop 806, sponsored by Woodlake United Methodist Church; Mr. Michael David Tesh, Mr. Brian Douglas Riggs, Mr. Grant Thomas Comstock and Mr. Matthew Raymond Faszewski, all of Troop 894, sponsored by Saint David's Episcopal Church; and Mr. Jeffrey Paul Vlk, Troop 842, sponsored by Swift Creek Baptist Church, have accomplished those high standards of commitment and have reached the long-sought goal of Eagle Scout which is received by only four percent of those individuals entering the Scouting movement; and

WHEREAS, growing through their experiences in Scouting, learning the lessons of responsible citizenship, and endeavoring to prepare themselves for roles as leaders in society, Daniel, Kenneth, Kevin, Kevin, Nicholas, Jeffrey, John, Michael, Brian, Grant, Matthew and Jeffrey have distinguished themselves as members of a new generation of prepared young citizens of whom we can all be very proud.

NOW, THEREFORE BE IT RESOLVED, that the Chesterfield County Board of Supervisors, this 13th day of April 2005, hereby extends its congratulations to Mr. Daniel Spencer Whitt, Mr. Kenneth Eugene Lankey, Mr. Kevin Scott Rouse, Mr. Kevin Michael Mann, Mr. Nicholas Andrew Voss, Mr. Jeffrey Alan Beall, Mr. John Edward Drake, Jr., Mr. Michael David Tesh, Mr. Brian Douglas Riggs, Mr. Grant Thomas Comstock, Mr. Matthew Raymond Faszewski and Mr. Jeffrey Paul Vlk, and acknowledges the good fortune of the county to have such outstanding young men as its citizens.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 15.A.

Subject:

Public Hearing to Consider an Ordinance Providing for the Removal and Disposal of Unattended or Immobile Motor Vehicles

County Administrator's Comments:

Recommend Approval

County Administrator: _____

SAH

Board Action Requested:

The Board is requested to adopt the attached ordinance.

Summary of Information:

Currently, the Police Department has the authority under state law to remove and dispose of motor vehicles which are immobile or left unattended on primary highways. As part of its Community Policing Program, the Police Department is requesting the authority to remove and dispose of vehicles when left unattended on other roads, such as subdivision roads, or on private property. State enabling law permits the Board to adopt an ordinance granting the Police Department such authority.

The attached ordinance provides this authority. Under the ordinance, any such vehicle may be towed when it constitutes a traffic hazard; when it is illegally parked; when it is left unattended for 10 days or more; or when it is immobilized by weather conditions or other emergency situations. In such circumstances, the Police Department will contact the vehicle's owner, explain the law to the owner and work with the owner to attempt to gain voluntary removal of the vehicle. The Police Department will only tow vehicles when it is apparent that the owner will not cooperate voluntarily. Such vehicles would be towed pursuant to the County's already existing contracts with towing companies. The towing companies would collect the costs of towing and storage from the vehicles' owners, and dispose of any vehicles not claimed, all at no expense to the County.

Preparer: Steven L. Micas

Title: County Attorney

0505:68315.2(68314.1)

Attachments:



Yes



No

000159

AN ORDINANCE TO AMEND THE CODE OF THE COUNTY
OF CHESTERFIELD, 1997, AS AMENDED, BY ENACTING
SECTION 13-64, PROVIDING FOR THE REMOVAL AND
DISPOSAL OF UNATTENDED OR IMMOBILE MOTOR VEHICLES
FROM PUBLIC OR PRIVATE PROPERTY

BE IT ORDAINED by the Board of Supervisors of Chesterfield County.

(1) *That Section 13-64 of the Code of the County of Chesterfield, 1997, as amended, is hereby enacted to read as follows:*

Sec. 13-64 Removal and disposal of unattended or immobile motor vehicles.

(a) The County, its agents or employees, may remove to a storage area for safekeeping any motor vehicle that:

- (1) Is left unattended on a public highway or other public property and constitutes a traffic hazard;
- (2) Is illegally parked;
- (3) Is left unattended for more than ten days either on public property or on private property without the permission of the property owner, lessee or occupant; or
- (4) Is immobilized on a public roadway by weather conditions or other emergency situations.

(b) For purposes of this section, the term motor vehicle shall also include trailers, semi-trailers and any part or parts of a motor vehicle, trailer or semi-trailer.

(c) Removal shall be carried out by or under the direction of the Chief of the Police Department or his designee, who shall be a law enforcement officer.

(d) No motor vehicle shall be removed from private property without the written request of the owner, lessee or occupant of the premises. However, upon such request such motor vehicle shall be removed upon a showing by the owner, lessee or occupant that it has complied with the posting requirements of Va. Code § 46.2-1215, if applicable. Additionally, the person making such written request shall indemnify the County against any loss or expense incurred by reason of removal, storage or sale of the motor vehicle.

(e) As promptly as possible after removal of the motor vehicle, the Chief of the Police Department or his designee shall report the removal of the motor vehicle to the office of the Commander of the Police Department's Uniformed Operations.

Additionally, the Chief of Police or his designee shall report the removal to the owner of the motor vehicle.

(f) Before reclaiming possession of the motor vehicle, the owner thereof shall pay to the County or other party entitled thereto all costs incurred for its removal and storage. If the owner fails or refuses to pay the cost or if his identity or whereabouts is unknown and unascertainable after a diligent search has been made, and after notice to him at his last known address and to the holder of any lien of record with the Office of the Department of Motor Vehicles against the motor vehicle, the vehicle shall be treated as abandoned under the provisions of Va. Code § 46.2-1200 et.seq.

(g) Any motor vehicle that (i) lacks either a current license plate or sticker; or a valid state safety inspection certificate or sticker; and (ii) has been in a specific location for four days without being moved shall be deemed abandoned and shall be treated as abandoned under the provisions of Va. Code § 46.2-1200 et.seq.

(h) Disposal of any motor vehicle not claimed by the owner or sold pursuant to provision of state law shall be performed in accordance with Va. Code § 46.2-1205.

(2) This ordinance shall be effective upon adoption.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 15.B.

Subject:

Public Hearing to Consider the Approval of a Ground Lease in Connection with Certificates of Participation Financing for the Police Property/Evidence Storage Facility, and Approval of a Resolution to Authorize Entering into a Ground Lease and Other Actions Related to Certificates of Participation Financing for Various Capital Improvement Projects

County Administrator's Comments: *Recommend Approval*

County Administrator: *JGR*

Board Action Requested:

The Board is requested to 1) hold a public hearing to consider the approval of a ground lease to be entered into in connection with the planned Certificates of Participation financing for the Police Property/Evidence Storage Facility, and 2) approve the attached resolution to approve entering into a Ground Lease, a Lease/Purchase Agreement, a Trust Agreement, and other related agreements in connection with Certificates of Participation financing for the Police Property Evidence/Storage Facility, the Community Development Building, and the Finance/Human Resources Information System.

Summary of Information:

A Certificates of Participation (lease/purchase) financing in the amount of approximately \$14.0 million is scheduled to be sold in late April 2005. This transaction will finance three capital improvement projects that have

Preparer: Rebecca T. Dickson

Title: Director, Budget and Management

Attachments:



Yes



No

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000162

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

Meeting Date: April 13, 2005

previously been approved in the Capital Improvement Program: the Community Development Building, the Financial/Human Resources Information System, and the Police Property/Evidence Storage Facility.

This item requests that the Board hold a public hearing date to consider the approval of a ground lease of real property, which encompasses the Police Property/Evidence Storage Building at 9221 Public Works Road. Section 15.2-1800 of the Code of Virginia, 1950, requires that a public hearing be held prior to the leasing of real property owned by the County.

With respect to the Community Development Building at 9800 Government Center Parkway, a ground lease for this site was executed as part of Certificates of Participation financing in 2004. Additional certificates will be issued under this existing ground lease; therefore no public hearing is required for this project.

Additionally, the Board is requested to approve the attached Authorizing Resolution which authorizes entering into a Ground Lease for the Police Evidence/Storage Facility (with SunTrust Leasing as Lessee), and authorizes entering into a Lease/Purchase Agreement, and Trust Agreement, and other related agreements (subject to approval by the County Attorney and Bond Counsel) related to planned Certificates of Participation financing.

000163

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF CHESTERFIELD, VIRGINIA, APPROVING THE FORMS AND THE TERMS, CONDITIONS AND PROVISIONS AND AUTHORIZING THE EXECUTION AND DELIVERY OF A SECOND SUPPLEMENTAL LEASE/PURCHASE AGREEMENT, DATED AS OF APRIL 15, 2005, BY AND BETWEEN SUNTRUST LEASING CORPORATION, AS LESSOR, AND THE COUNTY, AS LESSEE, SUPPLEMENTING A LEASE/PURCHASE AGREEMENT, DATED AS OF JANUARY 1, 2001, BY AND BETWEEN SUCH PARTIES, AND A SECOND SUPPLEMENTAL TRUST AGREEMENT, DATED AS OF APRIL 15, 2005, BY AND AMONG THE COUNTY, SUNTRUST BANK, AS TRUSTEE, AND SUNTRUST LEASING CORPORATION, SUPPLEMENTING A TRUST AGREEMENT, DATED AS OF JANUARY 1, 2001, BY AND AMONG SUCH PARTIES, IN CONNECTION WITH THE AUTHORIZATION, ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED \$4,300,000 PRINCIPAL AMOUNT OF CERTIFICATES OF PARTICIPATION, SERIES 2005A, TO FINANCE A PORTION OF THE COST OF ACQUISITION AND INSTALLATION OF A FINANCIAL/HUMAN RESOURCES INFORMATION SYSTEM FOR THE COUNTY; APPROVING THE FORMS AND THE TERMS, CONDITIONS AND PROVISIONS AND AUTHORIZING THE EXECUTION AND DELIVERY OF A FIRST SUPPLEMENTAL LEASE/PURCHASE AGREEMENT, DATED AS OF APRIL 15, 2005, BY AND BETWEEN SUNTRUST LEASING CORPORATION, AS LESSOR, AND THE COUNTY, AS LESSEE, SUPPLEMENTING A LEASE/PURCHASE AGREEMENT, DATED AS OF MARCH 1, 2004, BY AND BETWEEN SUCH PARTIES, AND A FIRST SUPPLEMENTAL TRUST AGREEMENT, DATED AS OF APRIL 15, 2005, BY AND AMONG THE COUNTY, SUNTRUST BANK, AS TRUSTEE, AND SUNTRUST LEASING CORPORATION, SUPPLEMENTING A TRUST AGREEMENT, DATED AS OF MARCH 1, 2004, BY AND AMONG SUCH PARTIES, IN CONNECTION WITH THE AUTHORIZATION, ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED \$8,500,000 PRINCIPAL AMOUNT OF CERTIFICATES OF PARTICIPATION, SERIES 2005B, TO FINANCE A PORTION OF THE COST OF ACQUISITION, CONSTRUCTION, INSTALLATION, FURNISHING AND EQUIPPING OF A NEW COMMUNITY DEVELOPMENT BUILDING FOR THE COUNTY; APPROVING THE FORMS AND THE TERMS, CONDITIONS AND PROVISIONS AND AUTHORIZING THE EXECUTION AND DELIVERY OF A GROUND LEASE, DATED AS OF APRIL 15, 2005, BY AND BETWEEN THE COUNTY, AS LESSOR, AND SUNTRUST LEASING CORPORATION, AS LESSEE, A LEASE/PURCHASE AGREEMENT, DATED AS OF APRIL 15, 2005, BY AND BETWEEN SUNTRUST LEASING CORPORATION, AS LESSOR, AND THE COUNTY, AS LESSEE, AND A TRUST AGREEMENT, DATED AS OF APRIL 15, 2005, BY AND AMONG THE COUNTY, SUNTRUST BANK, AS TRUSTEE, AND SUNTRUST LEASING CORPORATION, IN CONNECTION WITH THE AUTHORIZATION, ISSUANCE, SALE AND DELIVERY OF NOT TO EXCEED \$1,245,000 PRINCIPAL AMOUNT OF CERTIFICATES OF PARTICIPATION, SERIES 2005C, TO FINANCE A PORTION OF THE COST OF ACQUISITION, CONSTRUCTION, INSTALLATION, FURNISHING AND EQUIPPING OF A NEW POLICE PROPERTY AND EVIDENCE STORAGE FACILITY FOR THE COUNTY; AUTHORIZING AND DIRECTING THE PREPARATION AND

DISTRIBUTION OF A PRELIMINARY OFFERING STATEMENT AND THE PREPARATION, EXECUTION AND DELIVERY OF AN OFFERING STATEMENT AND DEEMING THE PRELIMINARY OFFERING STATEMENT FINAL FOR PURPOSES OF SECURITIES AND EXCHANGE COMMISSION RULE 15c2-12; DELEGATING TO THE COUNTY ADMINISTRATOR THE AUTHORITY, AMONG OTHER THINGS, TO APPROVE THE SALE OF THE CERTIFICATES AND THE DEFINITIVE DETAILS OF THE CERTIFICATES; AUTHORIZING THE MEMBERS OF SUCH BOARD AND THE OFFICIALS AND EMPLOYEES OF SUCH COUNTY TO TAKE FURTHER ACTION TO CARRY OUT, GIVE EFFECT TO AND CONSUMMATE THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION; AND MAKING CERTAIN FINDINGS AND DETERMINATIONS

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF CHESTERFIELD, VIRGINIA, AS FOLLOWS:

SECTION 1. Findings and Determinations. The Board of Supervisors (the "Board") of the County of Chesterfield, Virginia (the "County"), hereby finds and determines as follows:

(a) The Board in a resolution adopted by the Board on January 10, 2001 (the "January 10, 2001 Resolution") determined that it was advisable for the County to enter into a Ground Lease, dated as of January 1, 2001 (the "2001 Ground Lease"), by and between the County, as lessor, and SunTrust Leasing Corporation (the "Leasing Corporation"), as lessee, providing for the leasing by the County to the Leasing Corporation of the sites for the County's existing Juvenile Detention Home, Juvenile Courts Building and Information Systems Technology Building and an Airport Hangar at the Chesterfield County Airport and such buildings now or hereafter existing thereon.

(b) The Board in the January 10, 2001 Resolution determined that it was advisable for the County to enter into a Lease/Purchase Agreement, dated as of January 1, 2001 (the "2001 Lease/Purchase Agreement"), by and between the SunTrust Leasing Corporation (the "Leasing Corporation"), as lessor, and the County, as lessee, providing for the leasing by the County from the Leasing Corporation of the Project as defined in the 2001 Lease/Purchase Agreement (the "2001 Project"), including the Finance/Human Resources Information System.

(c) The Board in the January 10, 2001 Resolution determined that it was advisable for the County to enter into a Trust Agreement, dated as of January 1, 2001 (the "2001 Trust Agreement"), by and among SunTrust Bank, as Trustee (the "Trustee"), the Leasing Corporation and the County.

(d) On January 24, 2001, there were issued under the 2001 Trust Agreement, \$13,725,000 principal amount of Certificates of Participation, Series 2001, dated January 1, 2001 (the "Series 2001 Certificates"), for the purpose of financing a portion of the costs of the acquisition, construction, installation, furnishing and equipping of the 2001 Project, including the Finance/Human Resources Information System.

(e) The 2001 Trust Agreement authorizes the issuance of Additional Certificates payable from rentals payable under the 2001 Lease/Purchase Agreement and entitled to the lien and charge securing the Outstanding Certificates issued under the 2001 Trust Agreement to pay any Cost of the Project described in the 2001 Trust Agreement which is not provided from the proceeds of the Series 2001 Certificates.

(f) The Board has determined that it is advisable for the County to enter into (i) a Second Supplemental Lease/Purchase Agreement, dated as of April 15, 2005 (the "2001 Second Supplemental Lease/Purchase Agreement"), by and between the Leasing Corporation, as lessor, and the County, as lessee, supplementing the 2001 Lease/Purchase Agreement and (ii) a Second Supplemental Trust Agreement, dated as of April 15, 2005 (the "2001 Second Supplemental Trust Agreement"), by and among the Trustee, the Leasing Corporation and the County, supplementing the 2001 Trust Agreement, in connection with the issuance of not to exceed \$4,300,000 principal amount of Certificates of Participation, Series 2005A (the "Series 2005A Certificates"), as Additional Certificates under the 2001 Trust Agreement for the purpose of financing additional costs of the 2001 Project, including the Finance/Human Resources Information System.

(g) The Board in a resolution adopted by the Board on March 10, 2004, as amended by a resolution adopted on April 14, 2004 (the "March 10, 2004 Resolution"), determined that it was advisable for the County to enter into a Ground Lease, dated as of March 1, 2004 (the "2004 Ground Lease"), by and between the County, as lessor, and the Leasing Corporation, as lessee, providing for the leasing by the County to the Leasing Corporation of the sites for a new Community Development Building, the Chester House Rehabilitative Facility and an Airport Hangar Project (comprised of a new corporate hangar and a new T-hangar) at the Chesterfield County Airport and such buildings now or hereafter existing thereon.

(h) The Board in the March 10, 2004 Resolution determined that it was advisable for the County to enter into a Lease/Purchase Agreement, dated as of March 1, 2004 (the "2004 Lease/Purchase Agreement"), by and between the Leasing Corporation, as lessor, and the County, as lessee, providing for the leasing by the County from the Leasing Corporation of the Project as defined in the 2004 Lease/Purchase Agreement (the "2004 Project"), including a new Community Development Building.

(i) The Board in the March 10, 2004 Resolution determined that it was advisable for the County to enter into a Trust Agreement, dated as of March 1, 2004 (the "2004 Trust Agreement"), by and among the Trustee, the Leasing Corporation and the County.

(j) On April 15, 2004, there were issued under the 2004 Trust Agreement, \$6,990,000 principal amount of Certificates of Participation, Series 2004B, dated April 15, 2004 (the "Series 2004B Certificates"), for the purpose of financing a portion of the costs of the acquisition, construction, installation, furnishing and equipping of the 2004 Project, including a new Community Development Building.

(k) The 2004 Trust Agreement authorizes the issuance of Additional Certificates payable from rentals payable under the 2004 Lease/Purchase Agreement and entitled to the lien and charge securing the Outstanding Certificates issued under the 2004 Trust Agreement to pay any Cost of the Project described in the 2004 Trust Agreement which is not provided from the proceeds of the Series 2004B Certificates.

(l) The Board has determined that it is advisable for the County to enter into (i) a First Supplemental Lease/Purchase Agreement, dated as of April 15, 2005 (the "2004 First Supplemental Lease/Purchase Agreement"), by and between the Leasing Corporation, as lessor, and the County, as lessee, supplementing the 2004 Lease/Purchase Agreement and (ii) a First Supplemental Trust Agreement, dated as of April 15, 2005 (the "2004 First Supplemental Trust Agreement"), by and among the Trustee, the Leasing Corporation and the County, supplementing the 2004 Trust Agreement, in connection with the issuance of not to exceed \$8,500,000 principal amount of Certificates of Participation, Series 2005B (the "Series 2005B Certificates"), as Additional Certificates under the 2004 Trust Agreement for the purpose of financing additional costs of the 2004 Project, including a new Community Development Building.

(m) The Board has determined that it is advisable for the County to enter into a Ground Lease, dated as of April 15, 2005 (the "2005 Ground Lease"), by and between the County, as lessor, and the Leasing Corporation, as lessee, providing for the leasing by the County to the Leasing Corporation of the site of a Police Property and Evidence Storage Facility and such buildings now or hereafter existing thereon and has determined to conduct a public hearing with respect to the same in accordance with Section 15.2-1800.B of the Code of Virginia, 1950, on April 13, 2005 at the regular meeting of the Board at which this resolution is being adopted.

(n) The Board has determined that it is advisable for the County to enter into a Lease/Purchase Agreement, to be dated as of April 15, 2005 (the "2005 Lease/Purchase Agreement"), by and between the Leasing Corporation, as lessor, and the County, as lessee, providing, among other things, for the leasing by the County from the Leasing Corporation of the Project as defined in the 2005 Lease/Purchase Agreement (the "2005 Project"), including a new Police Property and Evidence Storage Facility.

(o) The Board has determined that it is advisable for the County to enter into a Trust Agreement, dated as of April 15, 2005 (the "2005 Trust Agreement"), by and among the Trustee, the Leasing Corporation and the County.

(p) The Board has determined that it is advisable for the County to enter into (i) the 2005 Ground Lease, (ii) the 2005 Lease/Purchase Agreement and (iii) the 2005 Trust Agreement, in connection with the issuance of not to exceed \$1,245,000 principal amount of Certificates of Participation, Series 2005C (the "Series 2005C Certificates" and, collectively with the Series 2005A Certificates and the Series 2005B Certificates, the "Certificates"), under the 2005 Trust Agreement for the purpose of financing a portion of the costs of the acquisition, construction, installation, furnishing and equipping of a new Police Property and Evidence Storage Facility.

(q) The Board has determined that it is advisable to take certain other actions in connection with the authorization, issuance, sale and delivery of the Certificates, including delegating to the County Administrator the authority, among other things, to approve the interest rates for and other details of the Certificates

SECTION 2. Definitions.

“Certificates” shall mean collectively the Series 2005A Certificates, the Series 2005B Certificates and the Series 2005C Certificates.

“Leasing Corporation” shall mean SunTrust Leasing Corporation, a corporation organized and existing under the laws of Commonwealth of Virginia.

“Project” shall have the meaning given to such term in each of the 2001 Lease/Purchase Agreement, the 2004 Lease/Purchase Agreement and the 2005 Lease/Purchase Agreement. “Projects” shall mean collectively the Project as such term is defined in the 2001 Lease/Purchase Agreement, the Project as such term is defined in the 2004 Lease/Purchase Agreement and the Project as such term is defined in the 2005 Lease/Purchase Agreement.

“Series 2005A Certificates” shall mean the not to exceed \$4,300,000 principal amount of Certificates of Participation, Series 2005A, to be issued as Additional Certificates under the 2001 Trust Agreement.

“Series 2005B Certificates” shall mean the not to exceed \$8,500,000 principal amount of Certificates of Participation, Series 2005B, to be issued as Additional Certificates under the 2004 Trust Agreement.

“Series 2005C Certificates” shall mean the not to exceed \$1,245,000 principal amount of Certificates of Participation, Series 2005C, to be issued as the initial series of Certificates under the 2005 Trust Agreement.

“Trustee” shall mean SunTrust Bank, a banking corporation organized and existing under the laws of the State of Georgia and having a corporate trust office in the City of Richmond, Virginia.

“2001 Lease/Purchase Agreement” shall mean the Lease/Purchase Agreement, dated as of January 1, 2001, by and between the Leasing Corporation, as lessor, and the County, as lessee.

“2001 Second Supplemental Lease/Purchase Agreement” shall mean the Second Supplemental Lease/Purchase Agreement, dated as of April 15, 2005, by and between the Leasing Corporation, as lessor, and the County, as lessee, supplementing the 2001 Lease/Purchase Agreement.

“2001 Second Supplemental Trust Agreement” shall mean the Second Supplemental Trust Agreement, dated as of April 15, 2005, by and among the Trustee, the Leasing Corporation and the County, supplementing the 2001 Trust Agreement.

“2001 Trust Agreement” shall mean the Trust Agreement, dated as of January 1, 2001, by and among the Trustee, the Leasing Corporation and the County.

“2004 First Supplemental Lease/Purchase Agreement” shall mean the First Supplemental Lease/Purchase Agreement, dated as of April 15, 2005, by and between the Leasing Corporation, as lessor, and the County, as lessee, supplementing the 2004 Lease/Purchase Agreement.

“2004 First Supplemental Trust Agreement” shall mean the First Supplemental Trust Agreement, dated as of April 15, 2005, by and among the Trustee, the Leasing Corporation and the County, supplementing the 2004 Trust Agreement.

“2004 Lease/Purchase Agreement” shall mean the Lease/Purchase Agreement, dated as of March 1, 2004, by and between the Leasing Corporation, as lessor, and the County, as lessee.

“2004 Trust Agreement” shall mean the Trust Agreement, dated as of March 1, 2004, by and among the Trustee, the Leasing Corporation and the County.

“2005 Ground Lease” shall mean the Ground Lease, dated as of April 15, 2005, by and between the County, as lessor, and the Leasing Corporation, as lessee.

“2005 Lease/Purchase Agreement” shall mean the Lease/Purchase Agreement, dated as of April 15, 2005, by and between the Leasing Corporation, as lessor, and the County, as lessee, providing for the leasing of the Project (as defined in the 2005 Lease/Purchase Agreement) to the County.

“2005 Trust Agreement” shall mean the Trust Agreement, dated as of April 15, 2005, by and among the Trustee, the Leasing Corporation and the County.

SECTION 3. Additional Findings and Determinations. The Board hereby further finds and determines as follows:

(a) The leasing of each of the Projects is presently essential to the County and are anticipated to continue to be essential to the County.

(b) (i) The representations set forth in Section 2.1 of the 2001 Lease/Purchase Agreement, as supplemented by the 2001 Second Supplemental Lease/Purchase Agreement, are true and correct on and as of the date of adoption of this resolution.

(ii) The statements set forth in Section 4.4 of the 2001 Lease/Purchase Agreement, as supplemented by the 2001 Second Supplemental Lease/Purchase Agreement, accurately reflect the intention of the Board with respect to the subject matter thereof, subject to the qualification recited therein that the Board is not empowered to make any commitment beyond the current fiscal year of the County.

(c) (i) The representations set forth in Section 2.1 of the 2004 Lease/Purchase Agreement, as supplemented by the 2004 First Supplemental Lease/Purchase Agreement, are true and correct on and as of the date of adoption of this resolution.

(ii) The statements set forth in Section 4.4 of the 2004 Lease/Purchase Agreement, as supplemented by the 2004 First Supplemental Lease/Purchase Agreement, accurately reflect the intention of the Board with respect to the subject matter thereof, subject to the qualification recited therein that the Board is not empowered to make any commitment beyond the current fiscal year of the County.

(d) (i) The representations set forth in Section 2.1 of the 2005 Lease/Purchase Agreement are true and correct on and as of the date of adoption of this resolution.

(ii) The statements set forth in Section 4.4 of the 2005 Lease/Purchase Agreement accurately reflect the intention of the Board with respect to the subject matter thereof, subject to the qualification recited therein that the Board is not empowered to make any commitment beyond the current fiscal year of the County.

SECTION 4. Approval of the Form of the 2001 Second Supplemental Lease/Purchase Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2001 Second Supplemental Lease/Purchase Agreement. The form of the 2001 Second Supplemental Lease/Purchase Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof (including in particular the Base Payments and Additional Base Payments required to be paid thereunder as the same shall be set forth in the exhibits thereto and the other rental payments required to be paid thereunder) are hereby approved, ratified and confirmed, and the County Administrator or any Deputy County Administrator is hereby authorized and directed to execute and deliver to the Leasing Corporation the 2001 Second Supplemental Lease/Purchase Agreement in such form, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

SECTION 5. Approval of the Form of the 2001 Second Supplemental Trust Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2001 Second Supplemental Trust Agreement. The form of the 2001 Second Supplemental Trust Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof, are hereby approved, ratified and confirmed, and the County Administrator or any Deputy County Administrator is hereby authorized and directed to execute and deliver the 2001 Second Supplemental Trust Agreement to the Trustee and the Leasing Corporation, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

SECTION 6. Approval of the Form of the 2004 First Supplemental Lease/Purchase Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2004 First Supplemental Lease/Purchase Agreement. The form of the 2004 First Supplemental Lease/Purchase Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof (including in particular the Base Payments and Additional Base Payments required to be paid thereunder as the same shall be set forth in the exhibits thereto and the other rental payments required to be paid thereunder) are hereby approved, ratified and confirmed, and the County Administrator or any Deputy County Administrator is hereby authorized and directed to execute and deliver to the Leasing Corporation the 2004 First Supplemental Lease/Purchase Agreement in such form, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

SECTION 7. Approval of the Form of the 2004 First Supplemental Trust Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2004 First Supplemental Trust Agreement. The form of the 2004 First Supplemental Trust Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof, are hereby approved, ratified and confirmed, and the County Administrator or any Deputy County Administrator is hereby authorized and directed to execute and deliver the 2004 First Supplemental Trust Agreement to the Trustee and the Leasing Corporation, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

SECTION 8. Approval of the Form of the 2005 Ground Lease and the Terms, Conditions and Provisions Thereof; Authorization and Direction of Execution and Delivery of the 2005 Ground Lease. The form of the 2005 Ground Lease presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof, are hereby approved, ratified and confirmed, and the County Administrator or any Deputy County Administrator is hereby authorized and directed to execute and deliver to the Leasing Corporation the 2005 Ground Lease in such form, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

SECTION 9. Approval of the Form of the 2005 Lease/Purchase Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2005 Lease/Purchase Agreement. The form of the 2005 Lease/Purchase Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof (including in particular the Base Payments required to be paid thereunder as the same shall be set forth in the exhibits thereto and the other rental payments required to be paid thereunder) are hereby approved, ratified and confirmed, and, subject to the execution and delivery by the County of the 2005 Ground Lease in accordance with Section 8, the County Administrator or any Deputy County Administrator is hereby

authorized and directed to execute and deliver to the Leasing Corporation the 2005 Lease/Purchase Agreement in such form, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

SECTION 10. Approval of the Form of the 2005 Trust Agreement and the Terms, Conditions and Provisions Thereof; Execution and Delivery of the 2005 Trust Agreement; Approval of Appointment of Trustee. (a) The form of the 2005 Trust Agreement presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted and the terms, conditions and provisions thereof, are hereby approved, ratified and confirmed, and, subject to the execution and delivery by the County of the 2005 Ground Lease in accordance with Section 8, the County Administrator or any Deputy County Administrator is hereby authorized and directed to execute and deliver the 2005 Trust Agreement to the Trustee and the Leasing Corporation, together with such changes as shall be approved by the County Administrator or Deputy County Administrator executing the same upon the advice of counsel to the County, such approval to be conclusively evidenced by his execution thereof.

(b) The Board hereby approves the appointment of SunTrust Bank as Trustee under the 2005 Trust Agreement.

SECTION 11. Preparation and Distribution of Preliminary Offering Statement and Preparation, Execution and Delivery of Offering Statement; Preliminary Offering Statement "Deemed Final" for Purposes of Rule 15c2-12 of the Securities and Exchange Commission. (a) The County Administrator and other appropriate officials and employees of the County are hereby authorized and directed to prepare and distribute or disseminate, or cause to be prepared and distributed or disseminated, to prospective purchasers of the Certificates a Preliminary Offering Statement relating to the Certificates (the "Preliminary Offering Statement"), such Preliminary Offering Statement to be in substantially the form presented to and filed with the minutes of the meeting of the Board at which this resolution is being adopted. All actions taken by the officials, employees, agents and attorneys of the County with respect to the preparation and distribution or dissemination of such Preliminary Offering Statement prior to the date hereof are hereby approved, ratified and confirmed.

(b) The County Administrator and other appropriate officials and employees of the County are hereby authorized and directed to prepare, or to cause to be prepared, an Offering Statement relating to the Certificates (the "Offering Statement"), such Offering Statement to be in substantially the form of the Preliminary Offering Statement with the completion therein of the information with respect to the interest rates to be borne by the Certificates as specified by the successful bidder for the Certificates and other definitive details of the Certificates determined upon the sale of the Certificates to the successful bidder therefor.

(c) The County Administrator is hereby authorized to execute and deliver to the representative of the purchasers of the Certificates the Offering Statement relating to the Certificates in accordance with the provisions of the Detailed Notice of Sale relating to the Certificates.

(d) The Preliminary Offering Statement shall be “deemed final” as of its date for purposes of Rule 15c2-12 promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934 (“Rule 15c2-12”) except for the omission of certain information permitted to be omitted by Rule 15c2-12. The County Administrator is hereby authorized to execute and deliver to the representative of the purchasers of the Certificates a certificate dated the date of the Preliminary Offering Statement stating that the Preliminary Offering Statement is “deemed final” as of its date by the County for purposes of Rule 15c2-12.

SECTION 12. Sale of Certificates; Details of Certificates. (a) There is hereby delegated to the County Administrator authority, without further action by the Board, to approve the sale of the Certificates at competitive sale at not less than 100% of the principal amount thereof, plus accrued interest thereon from their date to the date of the delivery thereof and payment therefor, and on such other terms and conditions as shall be provided in the Detailed Notice of Sale relating to the Certificates. The County Administrator is hereby authorized to cause to be published and distributed a Detailed Notice of Sale relating to the Certificates in such form and containing such terms and conditions as he may deem advisable, subject to the provisions hereof. In lieu of publishing the full text of the Detailed Notice of Sale relating to the Certificates in accordance with the provisions of the immediately preceding sentence, the County Administrator is hereby authorized to cause a Summary Notice of Sale of the Certificates in such form as the County Administrator shall approve to be published in *The Bond Buyer* on a date selected by the County Administrator and is hereby further authorized to cause to be prepared and distributed a Detailed Notice of Sale relating to the Certificates, such Detailed Notice of Sale to be in substantially the form set forth in Appendix F to the Preliminary Offering Statement relating to the Certificates presented to the meeting at which this resolution is being adopted.

(b) The County is hereby authorized to receive bids for the purchase of the Certificates and, the County Administrator, without further action by the Board, is authorized to approve the acceptance of the bid offering to purchase the Certificates at the lowest true interest cost to the County, computed in accordance with the provisions of the Detailed Notice of Sale; *provided* that (i) such bid is accompanied by a surety bond meeting the conditions specified in the Detailed Notice of Sale relating to the Certificates and is otherwise in conformity with such Detailed Notice of Sale, (ii) no premium payable upon the redemption of the Certificates shall be in excess of two percent (2%) and (iii) the true interest cost to the County as specified in such bid is not in excess of six percent (6%). The County Administrator is hereby authorized to determine the date of the Certificates, the dates on which interest shall be payable on the Certificates, the maturity dates of the Certificates, the aggregate principal amounts of the Certificates of each series and the principal amounts of the Certificates maturing in each year.

(c) The County Administrator, the Director of Accounting and the County Attorney are hereby authorized to execute and deliver to the purchasers of the Certificates one or more certificates in the forms provided for in the Offering Statement relating to the Certificates.

(d) The County Administrator is hereby authorized to approve the definitive details of the Certificates as the same shall be set forth in the Detailed Notice of Sale, the Preliminary Offering Statement, the Offering Statement and the bid submitted by the successful bidder for the Certificates.

SECTION 13. Tax Covenant. The County covenants and agrees to comply with the provisions of Sections 103 and 141-150 of the Internal Revenue Code of 1986 and the applicable Treasury Regulations promulgated thereunder throughout the term of the Certificates.

SECTION 14. Further Action of the Board and of the Officials and Employees of the County. The members of the Board and the officials and employees of the County are hereby authorized and directed to take any and all such further action as upon advice of counsel to the County they shall deem necessary or desirable in order to carry out, give effect to and consummate the transactions contemplated by this resolution and by the terms of the 2001 Second Supplemental Lease/Purchase Agreement, the 2001 Second Supplemental Trust Agreement, the 2004 First Supplemental Lease/Purchase Agreement, the 2004 First Supplemental Trust Agreement, the 2005 Ground Lease, the 2005 Lease/Purchase Agreement and the 2005 Trust Agreement and by any of the documents referred to herein or therein or approved hereby or thereby.

SECTION 15. Repeal of Conflicting Resolutions. All resolutions, or portions thereof, heretofore adopted by the Board which are in conflict or inconsistent with this resolution are hereby repealed to the extent of such inconsistency.

SECTION 16. Effectiveness of Resolution. This resolution shall be effective from and after its adoption.



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 15.C.

Subject: PUBLIC HEARING: Ordinance to Vacate a Portion of a Fifty-Foot Unimproved Right of Way Known as Rycliff Avenue, Formerly Known as Gary Avenue, Within Revised Plan of Rayon Park

County Administrator's Comments:

Recommend Approval

County Administrator: _____

JSR

Board Action Requested: Adopt an ordinance to vacate a portion of a 50' unimproved right of way known as Rycliff Avenue, formerly known as Gary Avenue, within Revised Plan of Rayon Park, as shown on the attached plat.

Summary of Information:

Richmond Metropolitan Habitat for Humanity, Inc., has submitted an application requesting the vacation of a portion of a 50' unimproved right of way known as Rycliff Avenue, formerly known as Gary Avenue, within Revised Plan of Rayon Park. This request has been reviewed by staff and approval is recommended.

District: Bermuda

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes

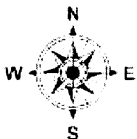
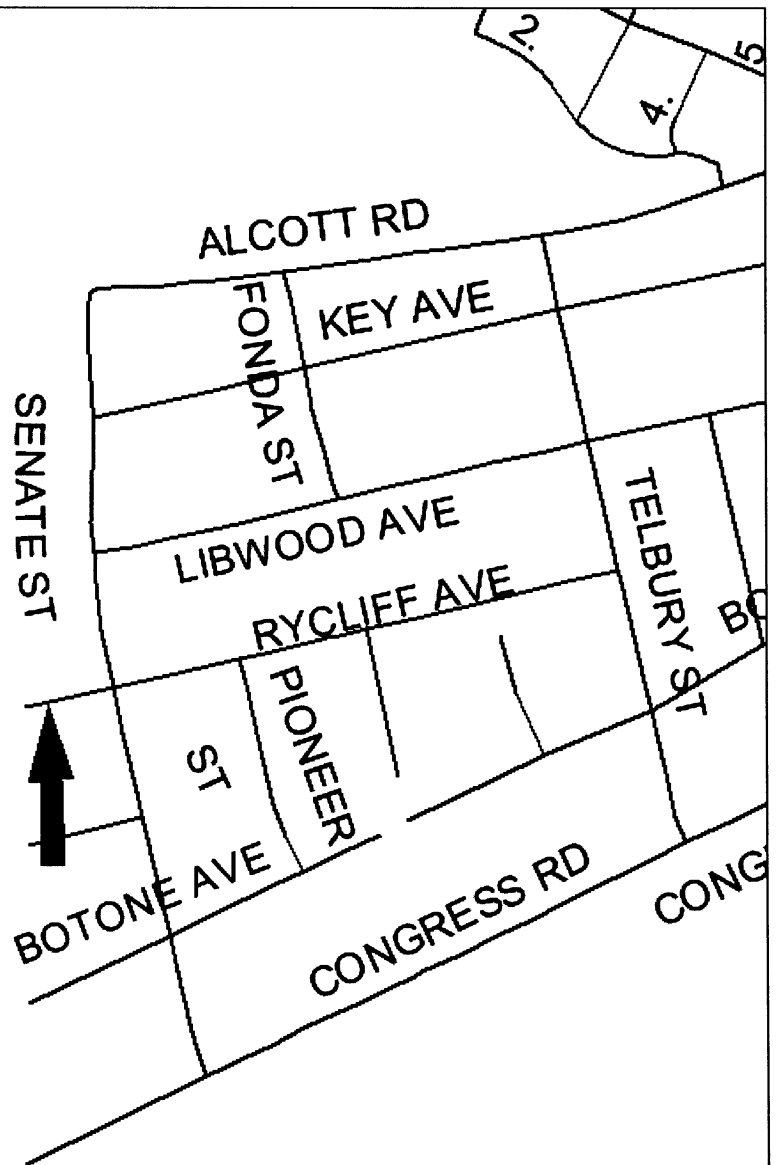


No

000175

VICINITY SKETCH

**PUBLIC HEARING: ORDINANCE TO VACATE A PORTION
OF A FIFTY FOOT UNIMPROVED RIGHT OF WAY KNOWN
AS RYCLIFF AVENUE FORMERLY KNOWN AS GARY
AVENUE WITHIN REVISED PLAN OF RAYON PARK**



Chesterfield County Department of Utilities



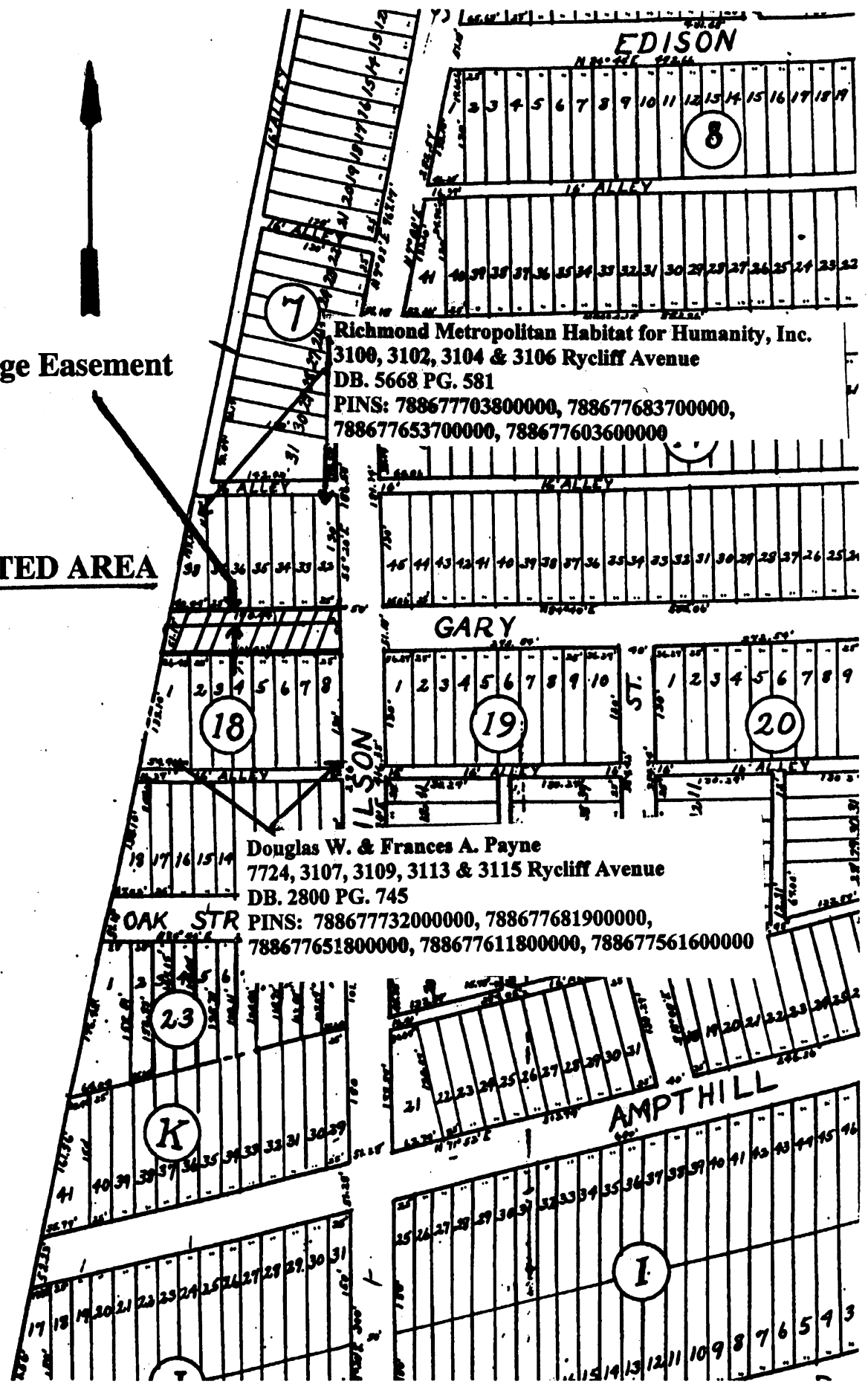
1 inch equals 416.67 feet

000176



16' Drainage Easement

/// VACATED AREA



Richmond Metropolitan Habitat for Humanity, Inc.
3100, 3102, 3104 & 3106 Rycliff Avenue
DB. 5668 PG. 581
PINS: 788677703800000, 788677683700000,
788677653700000, 788677603600000

Douglas W. & Frances A. Payne
7724, 3107, 3109, 3113 & 3115 Rycliff Avenue
DB. 2800 PG. 745
PINS: 788677732000000, 788677681900000,
788677651800000, 788677611800000, 788677561600000



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 2

Meeting Date: April 13, 2005

Item Number: 15.D.

Subject: PUBLIC HEARING: To Consider the Exercise of Eminent Domain for the Acquisition of Offsite Right of Way and Permanent and Temporary Construction Easements for the Cosby Road High School Project

County Administrator's Comments: *Recommend Approval*

County Administrator: *JSR*

Board Action Requested: Approve the exercise of eminent domain for the acquisition of offsite right of way and permanent and temporary construction easements for the Cosby Road High School Project and authorize the right to enter and take such right of way easements prior to eminent domain proceedings.

Summary of Information:

The County needs to acquire a variable width right of way and variable width permanent and temporary construction easements for construction of the extension of Fox Club Parkway and Village Square Parkway. The construction of these roads is a condition of the site plan approval for the Cosby Road High School.

The right of way and easements are needed across three properties:

1. The Washington Owens Estate, PIN: 716673143200000;
2. The Bettie Owens Estate, PIN: 715673148600000 and,
3. The John Porter Estate, PIN: 715673148600000.

Staff has made diligent efforts to identify and negotiate acquisition of the right of way and easements from all the heirs of the estates that own the subject parcels. However, some heirs remain unknown and others are unwilling to negotiate. Staff has not been able to identify any heirs of John Porter.

District: Matoaca

Preparer: John W. Harmon

Title: Right of Way Manager

Attachments:



Yes



No

#

000178

**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 2 of 2

An offer was made to some of the identifiable common heirs of the Washington Owens and Bettie Owens estates. The County made an offer of \$65,200.00 to those individuals based on an appraisal of the properties and the easements to be taken. A counteroffer of \$228,000.00 was made and rejected because staff believes it is excessive.

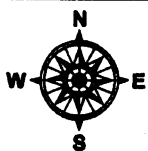
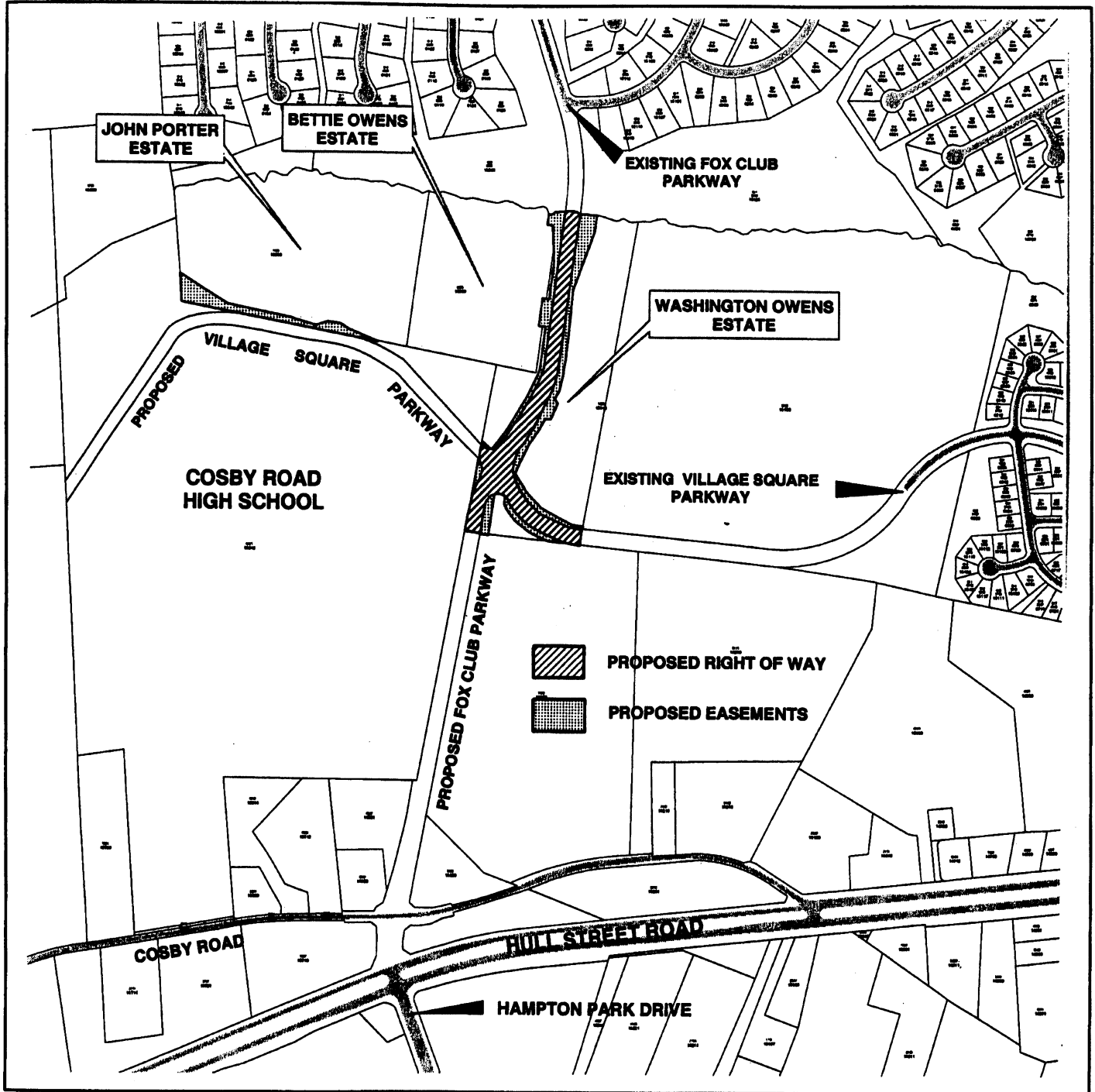
If the Board authorizes the action requested after a Public Hearing, staff will file certificates in the land records of the County that will immediately vest title to the right of way and easements in the County and obligate the County to purchase the right of way and easement sought.

Staff will continue to attempt to identify heirs and negotiate with known heirs in an effort to acquire the right of way and easements. Approval is recommended.

000179

VICINITY SKETCH

PUBLIC HEARING: To Consider the Exercise of Eminent Domain for the Acquisition of Off-site Right of Way and Permanent and Temporary Construction Easements for the Cosby Road High School Project

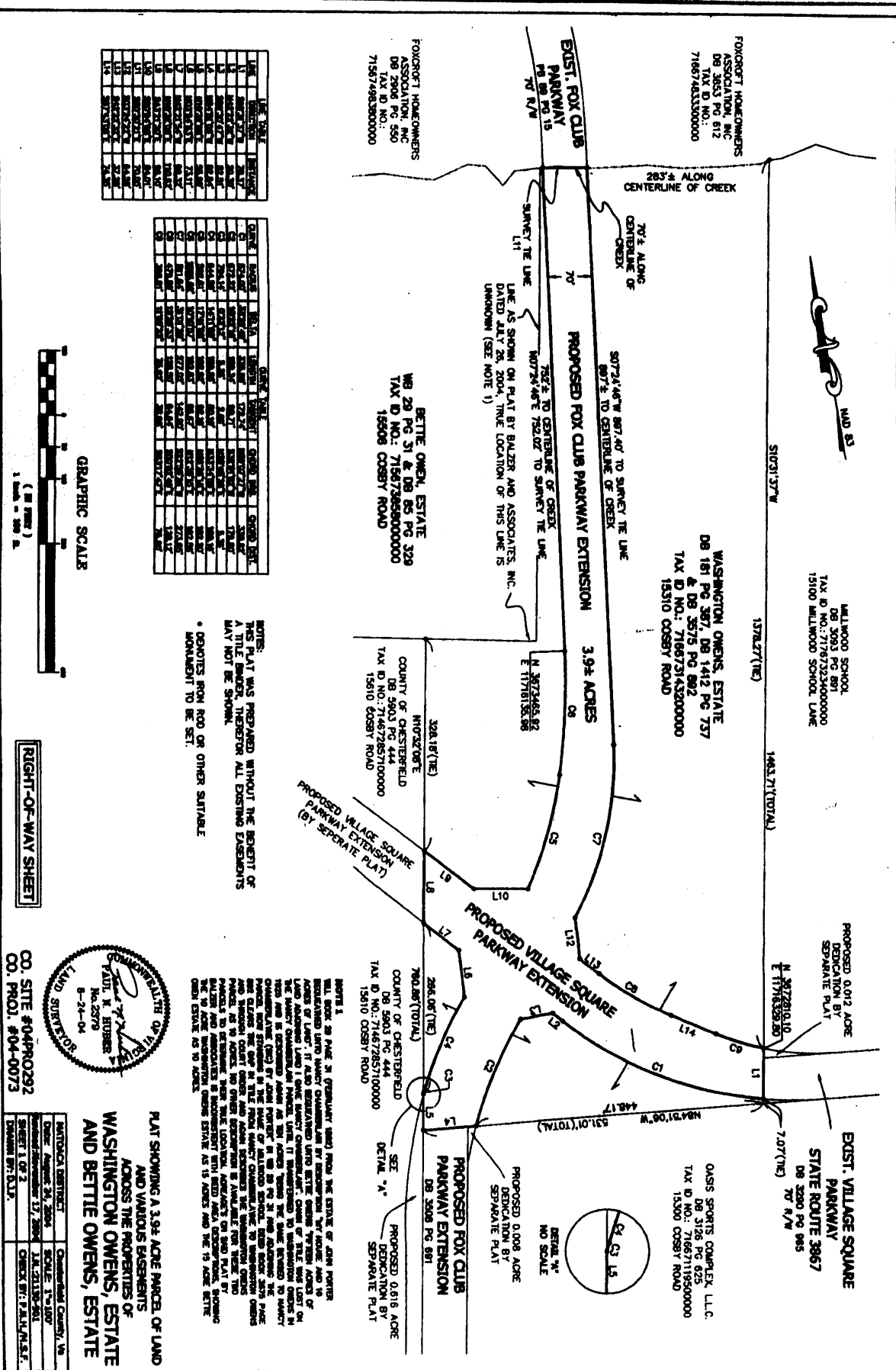


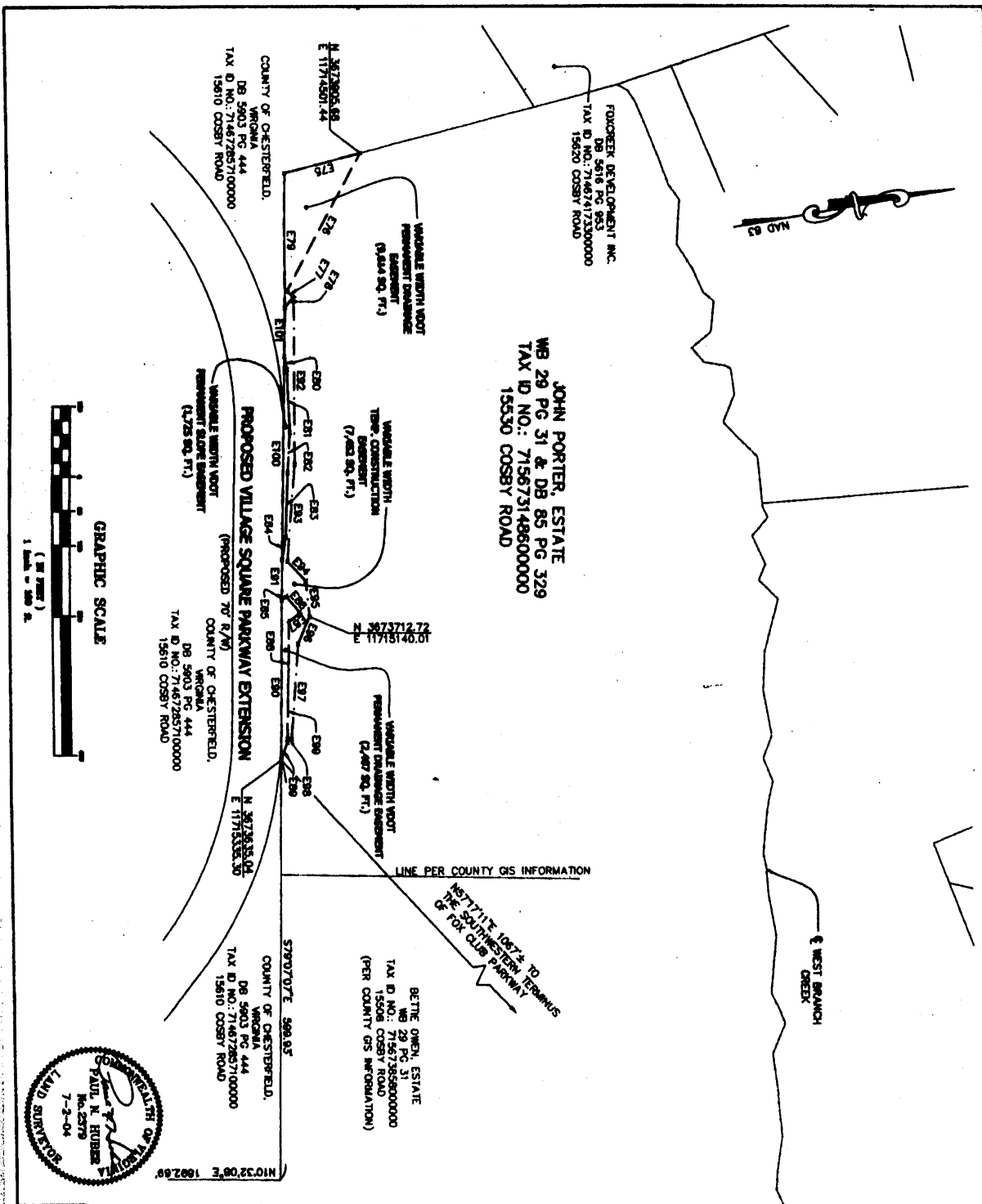
Chesterfield County Department of Utilities



1 inch equals 0.08 feet

000180





LINE	TABLE	DISTANCE
1	100.00	113.47
2	100.00	113.47
3	100.00	113.47
4	100.00	113.47
5	100.00	113.47
6	100.00	113.47
7	100.00	113.47
8	100.00	113.47
9	100.00	113.47
10	100.00	113.47
11	100.00	113.47
12	100.00	113.47
13	100.00	113.47
14	100.00	113.47
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16	100.00	113.47
17	100.00	113.47
18	100.00	113.47
19	100.00	113.47
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21	100.00	113.47
22	100.00	113.47
23	100.00	113.47
24	100.00	113.47
25	100.00	113.47
26	100.00	113.47
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**PLAT SHOWING VARIOUS EASEMENTS
ACROSS THE PROPERTY OF
THE JOHN PORTER, ESTATE**

RECORDS DISTRICT Chesterfield County, Va.
DATE JULY 2, 2004
SHEET 1 OF 1
DRAWN BY: D.J.P.
CHECK BY: P.M.M./M.L.F.
REVISED: NOVEMBER 14, 2004

TIMMONS GROUP

YOUR VISION ADDED THROUGH OUR:

Site Development	Residential	Infrastructure	Technology
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VISION | JOHN CHAMBERLAIN | JOHN CHAMBERLAIN
14400 South Valley Drive | Suite 100 | Dallas, TX 75244
972.440.1111 | 972.440.1111 | 972.440.1111

000183



**CHESTERFIELD COUNTY
BOARD OF SUPERVISORS
AGENDA**

Page 1 of 1

Meeting Date: April 13, 2005

Item Number: 16.

Subject:

Adjournment and Notice of Next Scheduled Meeting of the Board of Supervisors

County Administrator's Comments:

County Administrator: _____ *LBR*

Board Action Requested:

Summary of Information:

Motion of adjournment and notice of a regularly scheduled meeting to be held on April 27, 2005 at 4:00 p.m.

Preparer: Lisa H. Elko

Title: Clerk to the Board

Attachments: ☐ Yes

☒ No

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